

**BOARD OF SUPERVISORS MEETING  
FIRST MEETING, 2011 SESSION (1)  
JANUARY 3, 2011**

The Buena Vista County Board of Supervisors met for the first meeting of the 2011 session on Monday, January 3, 2011 at 8:30 A.M. in the Boardroom with Chairman Hach presiding, and the following members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd 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 Merten, second by Altena to approve the minutes of the 12/28/10 meeting as corrected. Ayes—Altena, Arends, Hach, Merten, and Ringgenberg. Nays—none. Carried.

Motion by Arends, second by Merten, to adjourn the 2010 session. Ayes—Altena, Arends, Hach, Merten, and Ringgenberg. Nays—none. Carried.

The first order of business for the 2011 session was election of the Chairman of the Board. Chairman Hach called for nominations for Chairman of the Board of Supervisors. Motion by Merten to nominate Arends, as Chairman of the Board of Supervisors for 2011, seconded by Ringgenberg. Motion by Merten, second by Altena that nominations cease, which resulted in the following vote: ayes—Altena, Arends, Hach, Merten, and Ringgenberg, Nays—none. Carried. The vote on the Chairman was: Ayes—Altena, Arends, Hach, Merten, and Ringgenberg. Nays—none. Carried.

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

The time arrived for the Public Hearing on the 1<sup>st</sup> reading of Ordinance 5.8 Weapons Free Zone. There was discussion about whether to add the East Richland Annex Building. Merten mentioned the discussion he had with Sheriff Launderville and Major Simons, concerning the security of the 2<sup>nd</sup> floor of the Courthouse, and since the law is changing today, it is best to have this ordinance in place. Chairman Arends asked if there were any changes needed to the existing Ordinance 5.8, as presented. Motion by Hach, second by Altena, to approve the 1<sup>st</sup> reading of Ordinance 5.8 Weapons Free Zone, and to set the 2<sup>nd</sup> reading for Tuesday, January 11, 2011 at 8:45 a.m. Carried.

Rhonda Dean, Executive Director of CAASA presented their FY'12 funding request of \$5,000. The funding goes for operating the BV County office.

BV Co Compensation Board salary recommendations for FY'12 were presented by Paula Balder and Lona Munger. They are: Attorney 10%, Auditor, Recorder, Sheriff, and Treasurer-5%, and Supervisor 0% increase with an additional \$1,000 to the Board Chairman. They feel the increases are realistic; they are playing catch up from last year. They figured the cost of increases for a gallon of milk

and also for a gallon of gas over the two year period (15%-20%), and since the salaries were frozen from last year, they feel they need to catch up to other salaries in the area. Balder stated that all of the officials do a good job, and they deserve an increase to show them they are appreciated. The Board wants to keep a realistic figure coming to the Supervisors. Hach said that if the Comp Board can find the money, then maybe we can work with it. Balder asked if some of the outside agencies could be cut this year, so that the employees can have a raise? Merten took offense to a comment by Danielson, stating that insurance rates went up last year. Merten stated that the Board worked very hard to keep the insurance rates down. Altena mentioned that even though the cost of insurance didn't go up, deductibles went up, which did affect the employees. Merten asked Balder why the Supervisors didn't get a raise? Balder stated that she thought the Supervisors could pass up a raise this year, so that the employees could have a raise. Merten stated that we added additional staff for the County Attorney, added 2 for the Sheriff's Department, and added 1 additional employee to the Secondary Road Dept. Merten asked Balder and Munger if this would be the final recommendation, or would they go back to the Comp Board and give them our information? Arends stated that with the County Attorney's Office staff was added to help with the debt collection process. The amount of dollars collected will more than pay for the cost of adding the additional staff. Balder asked if the Board wanted them to go back to the Comp Board to see if there was a change to their proposal? Arends stated that there are counties around us that are in their 3<sup>rd</sup> year of being frozen. We are remodeling several places, to make changes and add room for departments, and to add staff. The Board is doing their best to make changes to accommodate. Arends doesn't feel that the County employees are under paid, they may be under appreciated, but not under paid. According to the applications that come in when there is a job opening, people really want to work for county government. Balder stated that she felt their main job was to talk to the employees and find out some information. As a whole, they have to communicate with the employees. They appreciate the other changes that have been made, adding drivers license to the Courthouse has been a plus. Altena mentioned other observations that he has made, everything is going up 6% - 12%. It all revolves around a cost of living increase. Merten suggested for future recommendations, maybe the Comp Board should give a dollar amount rather than a percentage. By using the percentage, the larger salaries get more dollars than the smaller salaries. Ringgenberg stated that if changes are made to the County Attorney increase, the change affects the others too. Treasurer Kathy Bach stated that this was the worst Comp Board meeting she ever attended. It was short and to the point with a lot of frustrations. She doesn't like the process, but that is an elected official's only chance of getting a raise, with the Comp Board listening and making recommendations. Merten appreciated Bach's comments, and asked if the Comp Board should go back and make a new recommendation? Bach stated yes, she felt the Supervisors shouldn't accept the recommendations, and sent the representatives back to meet with their board again. Arends thanked the representatives, and asked them to reconsider. Balder will make some phone calls and see if the Board will meet again to make another recommendation.

Carl Vogel, of R & D Industries, Inc., met to discuss what they can do for BV County and what they are doing for Calhoun County, as their I.T. support. They have enough staff, that someone will always answer the phone. They have three options for a County. They can have a contract to be the support person, they can be the consultant, or they can simply be contacted on an "emergency" capacity. They try to forecast out for 3-5 years, to be able to recommend which direction to go. Vogel discussed virtualization, but did not recommend it for the County. It is neat, new, and interesting, but there is a lot of redundancy and pitfalls along with a hefty price tag. They have the knowledge base that our I.T. Dept. could take advantage of with a consulting capacity. He knows the County is in the process of interviewing for an I.T. Director, and hopes they will interview R & D too, as there could be benefits to both routes.

Motion by Hach, 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 Altena, second by Merten, to approve and to authorize the Chair to sign today's **claims approval list**, and today's **reports**: November Board of Health minutes, NW IA YES Center bed count (12/12-12/18), and NW IA YES Center bed count (12/19-12/25). Carried.

Motion by Merten, second by Ringgenberg, to accept the engineer's Certification of Completion Report on **DD #34 MOD** tree clearing project with Schmitt Construction, and set the completion hearing for January 25 at 10:00 a.m. in the Boardroom of the Courthouse. Carried.

### ***Board Appointments***

Motion by Merten, second by Hach, to appoint the following persons as delegates and representatives to the committees, commissions and boards as noted for 2012:

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

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

Arends-representative, Hach,-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**.

Arends-representative, all other boardmembers-alternates, to the Board of Directors of the **Storm Lake United Development Development**.

Arends 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**, Arends—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 12/31/2015.

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**.

Arends-representative, Merten-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), Ron Reckamp, Steve Wolf, Dave Wiley, Pam Bogue, Steve Hammen, Kim Johnson, Leigh Madsen, Nate Young, Bob Christensen, Gar Otto, Linda White, Josie Bartley, and Kay Evans, 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**.

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

Kathy Bach, Jon Ites, and Susan Lloyd 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 Susan Lloyd 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, Susan Lloyd, 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.

Susan Lloyd-**ADA Coordinator**.

Pam Bogue, Dawn Mentzer & Susan Lloyd as the **HIPAA Compliance Committee**, and Susan Lloyd 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, and Kermit Shultze.

**Zoning Board of Adjustment** members with terms as follows: John Massop-6/21/11, Greg Sundblad 6/21/12, Bruce Engelmann-6/21/13, Cynthia Smith-6/21/14, and Bob Stoughton-6/21/15.

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, Kayla Marron, 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-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, Kayla Marron, 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 independent EMTs Greg Ebersole, Dave Patton & Bob Christensen, as **Deputy Medical Examiners** (Chapter 331.801). Terms expire 12-31-11.

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), Mary Mix (6-30-13), and Harold Kestel (6-30-13), to the **Veterans Affairs Commission** for the 2011 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, Rich Langner, 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-12/31/13, Jim Johnson & Peg Hinkeldey-12/31/11, Ken Hach and Jon McKenna-12/31/2012.

**BV Co Conservation Board**-Jeff Kestel-12/31/14, Mark Kirkholm-12/31/15, 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**.

James R. Nelsen with a term expiring 6/30/2013, 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, Leigh Madsen, 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 Hach, to designate the following as official newspapers for legal publications for 2011: 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 Hach, 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 Merten, second by Ringgenberg, that the Buena Vista County Employee Handbook with the effective date of March 1, 2010, 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 Altena, second by Arends, that **election workers** for FY'11 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 Arends, second by Hach, 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 (\$.51/mile on 1/1/11);
- **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 2011. Carried.

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

Motion by Merten, second by Altena, to continue the following insurance coverage from the Stille, Pierce & Pertzborn Agency for the remainder of FY'11: 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 Altena, second by Merten, that the Depository Banks currently being used by the Treasurer, Recorder, Auditor & Sheriff continue to be used during 2011 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 2011 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 2011 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 2011 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.

### **Matrix Construction Evaluation**

Motion by Hach, second by Altena, to approve and to authorize the Chair to sign **Resolution 2011-01-03** adopting the matrix construction evaluation process. Carried.

### **RESOLUTION #2011-01-03 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, 2011 and January 31, 2012 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 3rd day of January, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....ATTEST: /s/ Susan K. Lloyd

There being no further business, motion by Merten, second by Hach, to adjourn the meeting at 12:30 p.m. until Tuesday, January 11 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
JANUARY 11, 2011**

Meeting cancelled due to lack of quorum.

**BOARD OF SUPERVISORS MEETING  
SECOND MEETING, 2011 SESSION (2)  
JANUARY 18, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, January 18, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 **tax suspensions** on two parcels, due to a direct petition by Iowa Department of Human Services. Motion by Hach, second by Ringgenberg, to approve the tax suspension on parcel #14-03-277-021 and parcel #10-34-257-001, for as long as the person owns the parcels or is receiving assistance. Carried.

Motion by Hach, second by Altena, to add the following claims to the **approval list** for today: Delta Dental-\$5,894.65, Annette Jordan-\$382.50, Mid American Energy-\$52.54, Mastercard-\$1,099.25, and Star Energy-\$81.18. Carried.

Motion by Altena, second by Ringgenberg, to approve the **appointments** of two assistant county attorneys: James McHugh, effective January 3, 2011 through December 31, 2014, with a salary of 80% of the County Attorney's salary, and Kiyoko M. Balk, effective January 9, 2011 through December 31, 2014, with a salary of 77% of the County Attorney's salary. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign today's **claims approval list**, along with the additional claims approved. Carried.

Merten updated the Board on the **Central IA Juvenile Detention Center**. They are basically 25 years ahead of schedule on the repayment of the building loan. DHS may or may not request funds be returned, and if they do, all of the member counties will have to approve individually.

The Chair opened the Public Hearing on the 2<sup>nd</sup> reading of **Ordinance 5.8 Weapons Free Zone**. After the last meeting, the scope was to add 3 sites, the Courthouse, DHS, and CPC Office. Since that time, there has been a request to remove the CPC building from the list, a request to add all of the Secondary Road buildings, and also a request to add the East Richland Annex building. Merten explained to the public in attendance, the initial meetings to create this ordinance. Letters have been received from the National Firearms Coalition, the Iowa Firearms Coalition, and the NRA. The Board commented that they are not trying to restrict anyone rights. Arends would like to only address the Courthouse and DHS buildings in the Ordinance. Ringgenberg would like to see East Richland Annex added to the Ordinance. Altena agrees with Ringgenberg, to add the East Richland Annex building to the Ordinance. The Chair asked for comments from the public. Glen McCannon, representing the Iowa Firearms Coalition, stated that under Article III, Section 39A of the Iowa Constitution, the Board can implement "Home Rule" only to the extent that their decisions don't contradict state law. McCannon says that the proposed Ordinance 5.8 violates this on several points. Motion by Hach, second by Merten to close the public hearing. Motion by Hach, second by Arends, to approve the 2<sup>nd</sup> reading of Ordinance 5.8 Weapons Free Zone, limiting it to the Courthouse and to DHS, and to set the 3<sup>rd</sup> reading for Tuesday, February 1, 2011 at 8:30 a.m. Ayes: Altena, Arends, Hach, and Merten. Nay: Ringgenberg Carried.

Patrick Schmitz, Executive Director of **Plains Area Mental Health Center**, discussed their FY'12 budget request. Their request is \$89,505, \$75,000 for block grant and \$14,505 for services, but this isn't a hard figure, it depends on how many people come into the office for services. They will be applying to the Community Foundation for a grant to be used for socialization services. It is working out really well to have the Community Services Department in the same building.

Motion by Altena, second by Merten, to approve the **minutes** of 1/3/11, as corrected. Carried.

Motion by Arends, second by Hach, to approve **Resolution #2011-01-18A** for Fence Removal & Replacement Policy. Carried.

### **RESOLUTION 2010-01-18A**

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 5.5 times the current assessed value.
- Temporary Right-of-Way and/or borrow purchases for use on construction projects. The County will offer 4 times the current assessed value.
- Fence costs shall follow these guidelines:  
  
Removal of fencing by rod:               \$8.00 for barb   \$10.00 for woven  
  
Replacement of fencing by rod:       \$10.00 for barb \$10.00 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/ Dale Arends, Chair, Board of Supervisors...../s/ ATTEST: Susan K. Lloyd, Auditor

The time arrived for the bid letting on **Project #L-CIJ-508--73-11**, for a precast concrete box culvert between sections 7 and 8, Grant Township. Eleven bids were received: Peterson Contracting, Inc., Reinbeck, IA, \$89,586.00; Christiansen Bros. Inc., Cherokee, IA, \$112,800.00; Midwest Contracting, LLC, Marshall, MN, \$83,093.00; L.A. Carlson Contracting, Merrill, IA, \$93,156.00; Rogness Bros. Excavating, Lake Mills, IA, \$127,752.00; K&L Landscape & Construction, Sergeant Bluff, IA, \$135,378.90; Richards Construction, Inc., Sac City, IA, \$84,068.00; Vaughn DeLoss Construction, Spencer, IA, \$98,406.00; C J Moyna & Sons, Inc., Elkader, IA, \$101,654.00; Graves Construction Co, Inc., Spencer, IA, \$111,840.00; and Minnowa Construction, Inc., Harmony, MN, \$95,939.00. The County estimate was for \$90,070.00. Motion by Hach, second by Ringgenberg, to accept the apparent low bid of Midwest Contracting, LLC, Marshall, MN, with the bid of \$83,093.00, subject to the Engineer's review. Carried.

Engineer Jon Ites reported that the **(MacKay) gravel stockpile lease** on M-27 is up for renewal. Motion by Altena, second by Hach, to approve and to authorize the Chairman to sign a lease with Archie and Janice Mackay for a parcel in the SW¼ Section 5, Nokomis Township for gravel stockpile purposes, for the term of January 1, 2011 to December 31, 2013 in the amount of \$125/yr. Carried.

Motion by Altena, second by Hach, to approve and to authorize the Chairman to sign a lease with the City of Newell for a parcel in Lot 2, Auditor's Subdivision NW ¼ SW ¼ Section 17, Newell Township, a site across from the county's main shop in Newell, for **gravel stockpile** purposes, for the term of January 1, 2011 to December 31, 2013 in the amount of \$100/yr. Carried.

Engineer Ites received notice from IDOT that they were denied again for the **safety upgrade** at M50. There will be a field review on M-27.

Letter received from Mike Rebhuhn, **Albert City Threshermen**. They had flooding last year, and they would like to look at a permanent solution, putting in a cross culvert under M-54 to help drain water in case of heavy rains like they experienced last summer.

The Engineer received quotes to replace a Ford Ranger **pickup**. Quotes were received from: Fitzpatrick Auto Center, \$19,196; and Rasmussen Ford, \$21,180. Motion by Ringgenberg, second by Hach, to accept the low quote of Fitzpatrick Auto Center with a trade-in for a 2011 Chevy 4x2 extended cab crew pickup, 2-wheel drive, for \$19,196. Carried.

Engineer Ites has received a verbal request from Storm Lake St. Mary's, requesting a student **job shadow** at the County Shop 2 days/week. There would have to be restrictions, because of their power tools and welding equipment. Engineer was looking for input from the Board as to whether they thought it was a good idea or not. Hach said that it was a good experience for kids to learn. The Auditor will check with the insurance agent, regarding workers comp insurance to see if there are any restrictions.

Engineer Ites has been notified to close the **bridge** between sections 21 and 22, Newell Township. With the DD #1 cleanout, it was undermined. Engineer will prepare a formal resolution for the next board meeting, for the closing.

**Surface transportation projects** deadline is in March. The Engineer has contacted the City of Newell for the blacktop west of Newell. Engineer wanted to have the City of Newell apply and have the County co-sign. Newell Mayor was concerned about the cost to the city. If a joint project would work, it might have a better chance of getting funding. Part of this may be eligible for STP funding of 80%.

**Legislative update**—there is a proposal at the Federal level to open up the Trust Fund to General Fund spending.

Motion by Hach, second by Altena, to approve the following **reports**: December Conservation Board minutes, Nov & Dec Veterans Service officer reports, Oct-Dec Veterans Assistance Report, Sheriff's Qtr Report-Dec'10, Jan Board of Health minutes, Dec 23 Solid Waste Commission minutes, Dec Central Iowa Detention Commission minutes, Dec Clerk of District Court Fees, NW IA YES Center bed count (12/26/10-1/1/11) & (1/2/11-1/8/11), and Dec NWIPDC Policy Council Meeting minutes. Carried.

Motion by Hach, second by Altena, to appoint Dave Rydstrom to fill a vacancy on the **Community Foundation Board**, as a County Representative for the rural area. Carried.

Steve Hammen updated the Board on the **transfer switch** problem of a couple weeks ago, and the replacement of the switch.

The Board discussed the **IT Director** applications that were received, and whether they wanted to interview. Merten will contact Carl @ R & D Industries, with a contract for consulting, on a monthly basis, to keep up to speed on what changes have been made. Hach thinks that the Board should go through the interview process. Merten doesn't want to interview, since we have a capable person on staff. Arends would rather take the "interim" off of Maymon's current title, and not interview.

Board recessed for lunch.

**FY'12 budget requests** were received from the following departments: Pam Bogue-Public Health & Homemaker, Kim Johnson-Env Health/Zoning, Steve Hammen-Bldg/Grounds, Sue Lloyd-Auditor, and Paula Guerra-General Relief.

The Supervisors discussed the IT Director position with Interim Director Patti Maymon. The Supervisors decided not to interview for the IT Director position and offered the position to the current Interim Director Patti Maymon, keeping her salary at \$41,000 for the remainder of FY'11, and then increase the salary to \$45,000 for FY'12. Maymon asked to have the salary increased now, as it will be difficult for her to hire a GIS person for a salary less than \$41,000. She would take the position for \$45,000. Chairman Arends stated that the Board appreciates what Maymon has done, and they don't want to lose her. Arends asked the remaining supervisors about Maymon's counter offer for a \$45,000 salary, to start immediately.

Hach left the meeting.

Motion by Altena, second by Merten, to appoint Patti Maymon, as IT Director, and raise her salary to \$45,000, effective Monday, January 17, 2011. Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: none.

Motion by Ringgenberg, second by Arends, to adjourn at 4:40 p.m. until Wednesday, January 19, 2011 at 8:30 a.m. for budget reviews. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRD MEETING, 2011 SESSION (3)  
JANUARY 19, 2011**

The Buena Vista County Board of Supervisors met in special session on Wednesday, January 19, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

FY'12 budget requests were received from the following departments: Nate Young and Diane Christiansen-Conservation & Weed Dept, Kathy Bach-Treasurer, Shari O'Bannon-Recorder, Patti Maymon-IT, Dave Patton-Attorney, and Dawn Mentzer-Mental Health.

Emergency Management Coordinator Bob Christensen reviewed the activities of his department for the past year, and requested FY'12 funding for Emergency Management and for Hazmat.

Board recessed for lunch, and Altena left the meeting.

CPC Dawn Mentzer reviewed her budget, and asked the Board to consider increasing her staff salaries, 3-5%. No decision was made.

Motion by Hach, second by Merten, to adjourn at 2:30 p.m. until Thursday, January 20, 2011 at 8:30 a.m. for budget reviews. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTH MEETING, 2011 SESSION (4)  
JANUARY 20 2011**

The Buena Vista County Board of Supervisors met in special session on Thursday, January 20, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

**FY'12 budget requests** were received from the following departments: Gar Otto-Veterans Affairs, Joann Kinnetz-Clerk & District Court, Gary Launderville-Sheriff, Jail, Communications Center, Tom Bouska, Matt Madsen, and Phyllis Slawson-DHS, Jon Ites-Secondary Roads,

Motion by Hach, second by Arends, to adjourn at 1:00 p.m. until Tuesday, January 25, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTH MEETING, 2011 SESSION (5)  
JANUARY 25 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 25, 2011 at 8:30 A.M. in the Boardroom with Vice-Chairman Merten presiding, and the following members present: Altena, Hach, 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.

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

Engineer Jon Ites reported on the **Farm to Market** quarterly report. He has also received notice from the State that we are not receiving any FundCo money, the State wide bridge replacement funds. There are limited funds, less than \$2,000,000. Cherokee County is the one receiving funds this year.

Engineer Ites asked the Board whether they wanted to go forward with the proposed **projects** on C29-Kruckman property, and M54-Threshermen site, to bore under these roads. The Albert City Threshermen Committee stated that they would share in the cost, so we are in the negotiating stage now. The Engineer had received a quote on the Kruckman project, but it was too high. He is hoping to go out and get another quote for both projects. The Board discussed the share of participation on the Threshermen project. The consensus was to have the Engineer continue to obtain additional quotes, to see what can be done.

Engineer mentioned the **CREP** meeting in Fort Dodge that he will be attending on Friday.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of the 1/18, 1/19, and 1/20 meetings as corrected, and the following reports: Central IA Juvenile Detention Center minutes of 1/7/11, Farm to Market Road Fund Quarterly Report-Oct-Dec, 2010, BVCS Iowa Early Childhood 3-County Board Minutes-December 1, 2010, and Emergency Management Commission minutes-December 28, 2010. Carried.

Assessor Kathy Croker updated the Board on the Tyson **assessment appeal**. They have settled on a valuation for 2009, 2010, and 2011 of \$6,950,000, down \$1,550,000 from the current valuation. In 2011, Commercial and Industrial valuations will change, as new assessments will be mailed out. Tyson will not change in 2011, since the court has settled this appeal. No information has been received yet on the assessment appeal of Hy-Vee.

10:00 a.m.—the time arrived for the Public Hearing on the completion of the **DD #34 MOD** tree removal project, by Schmitt Construction, of Wall Lake, Iowa. The Vice-Chair opened the hearing with Kuehl & Payer's Brian Blomme, Stanley & Joan Sievers present. Blomme reviewed the contract with Schmitt Construction in the amount of \$67,480.00, \$2,500 under the original contract bid, due to a landowner removing trees through Section 16, and only grubbing and rubbish disposal was required. The original engineer's estimate was \$86,918.48, which was to \$69,980.00 at the time of bidding. Stanley Sievers asked what could be done to evenly distribute the assessments on drainage property? The land he owns closest to the ditch, receives less benefit and has a higher cost than property two miles away, that receives more benefit and is less costly. Blomme agreed with Sievers, stating that the Board is up against a reclassification of DD #34, because all of the property is under one assessment schedule currently, and this is a magnitude of dollars. Iowa Code limits what the Board can do for setting original assessments, If you could have every landowner agree to equal assessments, it could be done, but that won't happen. Motion by Altena, second by Hach to close the public hearing. Carried.

Motion by Altena, second by Ringgenberg, to accept the project with Schmitt Construction for tree removal in **DD #34 MOD** as complete, and issue the 10% retainage in 30 days. Carried.

Kelly Lester, Wellmark Representative presented health insurance information to the Board for FY'12.

**Budget reviews** of: Supervisor, County Farm, Medical Examiner, Insurance, Debt Service, Non-Departmental, and allocations.

There being no further business, motion by Hach, second by Altena, to adjourn the meeting at 1:15 p.m. until Tuesday, February 1, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SIXTH MEETING, 2011 SESSION (6)  
FEBRUARY 1, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 1, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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—The Chair opened the Public Hearing on the 3<sup>rd</sup> Reading of **Ordinance 5.8 Weapons Free Zone**. Merten mentioned that he attended a meeting last week, and “Home Rule” was discussed. No counties have passed an ordinance for a weapons free zone, some have defeated ordinances, and some have passed a resolution, which is a little less severe for penalties. The State passes laws, and then leaves it up to the Counties and Cities to tweak the laws to meet their needs, and this is falling into that category. Merten is not in favor to jump into an ordinance, or a resolution right now. Hach was also in the same meeting, and wants to hold off doing anything right now. There were 9 members of the public present: Glen McCannon, John Rehnstrom, Bob Luedke, Jim Treat, Sheriff Launderville, Major Simons, and 3 news media (KAYL, Pilot Tribune, and Storm Lake Times. McCannon stated that any ordinance that you pass is void on its face. He was approached by 2 county employees, and they agreed with him, that signs are not going to change anything, there have been guns going through this building as long as the courthouse has been here. John Rehnstrom presented a letter to the Board about what his thoughts were on this subject, and referenced Code Section 724.28. Altena asked what determines what a weapon is.....what is normal here? Chairman Arends asked Sheriff Launderville what a weapon is. Sheriff Launderville said that anything that is used to inflict harm is a weapon. McCannon asked the Board to provide lockers for people to store their guns, when they come to the Courthouse. Jim Treat commented that he was here to observe, he respects the supervisors, and law enforcement, but we live in a dangerous society, and the normal law abiding citizen isn't the problem. If a person wants a gun, and can't get one lawfully, they are going to get it illegally. Sheriff Launderville commented that everybody has lost the most important thing-common sense. You have two sides pushing against each other, and



you have lost the common sense. We are to enforce the laws on the books. The Judge has authority to make rules for the Courtroom, but not the hallway. Sheriff Launderville stated that in his years of service, he has had to remove someone's authority to carry a gun, and they were a law abiding citizen, their temper and emotions took over. Motion by Ringgenberg, second by Hach to close the public hearing. Carried.

Motion by Merten, second by Hach, to not pass the 3<sup>rd</sup> reading of **Ordinance 5.8 Weapons Free Zone.** Ringgenberg thinks it is important to keep an eye on this issue. Altena, stated that we had employees that came to us that are in volatile positions and that is why it was brought up. Merten said that we will keep an eye on this subject and will wait to see what the legislature comes up with. We can revisit this in the future. Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays none. Motion carried

Motion by Hach, second by Ringgenberg, to approve the contract, bond, and certificate of insurance with Midwest Contracting on **Project #L-CIJ-508--73-11**, to replace a small bridge East of Hwy 71, and to authorize the Chair to sign. Carried.

Engineer Jon Ites reviewed **legislation** that is pending in Des Moines: HF28-Confinement Siting, HF59-Complete Streets, HF64-Eminent Domain, requiring the Governor to sign every condemnation, HF89-Prevailing Wage to be used on all projects, and HJR8-Reducing counties from 99 to 50.

Engineer Ites has received another **quote** on the boring discussed earlier for Kruckman's and the Albert City Threshermen site. This quote was better, so they may be able to do both projects for \$11,000.

Motion by Ringgenberg, second by Altena, to add one more claim to the **Claims Approval List** for today, payable to ISAC for \$55.00. Carried.

Motion by Altena, second by Merten, to approve the **Claims Approval List** for today, Carried.

Motion by Ringgenberg, second by Hach, to approve the **minutes** of the 1/25 meeting as printed. Carried.

Motion by Merten, second by Altena, to approve the following **reports**: Mid-Sioux Opportunity, Inc. September 30, 2010 Audit Report, and NW IA YES Center bed count (1/9-1/15, 1/16-1/22, 1/23-1/29). Carried.

**Supervisors meeting reports**: Arends has Safety Meeting tomorrow morning, Dept. Head Meeting on Thursday morning, Iowa Lakes RC & D and Compass Pointe Thursday afternoon, and Conference Board Meeting Thursday night; Ringgenberg attended Plains Area Mental Health Meeting last Tuesday, and reported that the Board's representative, Joanne Lanning will need to be replaced, as she is moving; Merten attended the New Officer School in Des Moines last Wednesday, and they discussed Home Rule. He attended the Lake Improvement Commission Meeting last night, and they went into closed session to discuss the purchase of land, and then decided to make an offer to purchase land from the Landfill Commission; Hach discussed the NW Regional Housing Trust Fund and the projects that have been done.

Payroll Deputy Leigh Madsen presented some **vision insurance** information that she had received from Wellmark. The company is Avesis, which is different from what we currently have. The only network providers in Storm Lake are Walmart and Exact Eye Care. Both Wellmark and Group Services will be presenting insurance information to the Board on February 8.

Recorder Shari O'Bannon informed the Board that the Recorders will not be getting the passports, unless they comply. BV County is the only one in the region that would be able to comply and be able to handle passports. O'Bannon was notified that as of March 1, to continue to do the passports. Between March 1 and the end of the year, someone from Dept of State will come for a review and then the County would need to show them the plans. O'Bannon was told not to remodel now, but to wait until the review of the plans, and is given approval. One person has to be assigned to the "passport office", and cannot work in the Recorder's Office, since they have vital records in that office. O'Bannon mentioned that it would be nice to have another County employee trained as a backup for this person, but it can't be anyone that currently works with any vital record. The County receives \$25 per passport, and if they would do passport pictures, they could bring in additional money. Also, by bringing in the passport business, being the only one in the region, it will also bring more people to town, and those people will be doing other shopping while they are in town. The Board asked O'Bannon to keep them informed. Building/Grounds Supt. Steve Hammen has a plan for the proposed office, and will keep it on file.

Motion by Merten, second by Altena, to approve the request for payment to Clay County Secondary Roads, for tile repairs to Jt. DD #22 MOD (\$496.00), tile repairs to Jt. DD #22 Branch Main Tile (\$384.00), and tile repairs for Jt. DD #22 BR 158 (\$306). Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:40 a.m. until Friday, February 4, 2011 at 9:00 a.m. for a budget session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SEVENTH MEETING, 2011 SESSION (7)  
FEBRUARY 4, 2011**

The Buena Vista County Board of Supervisors met in special session on Friday, February 4, 2011 at 9:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Auditor Susan Lloyd presented the 1<sup>st</sup> draft of the FY'12 budget to the Board. A few changes were discussed, and a 2<sup>nd</sup> draft will be prepared for Tuesday, February 8<sup>th</sup> meeting.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 11:00 a.m. until, Tuesday, February 8, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
EIGHTH MEETING, 2011 SESSION (8)  
FEBRUARY 8, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 8, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 Chairman introduced the subject of the **Compensation Board recommendations** for elected official wage increases for FY'12. The recommendations of the Compensation Board were 5% for Auditor, Recorder, Sheriff, and Treasurer, and 10% increase for the County Attorney, and zero for the Supervisors. The insurance rates haven't been finalized yet, but the budget was calculated at 5% increase for insurance. The budgets have been figured with a 3% raise increase, and adjusted for the County Attorney and his assistants to 6%. Merten reviewed the ending fund balances with the public, and reviewed the levy rates. Motion by Ringgenberg, second by Altena, to cut the recommendations by 40%, leaving a 3% increase for Auditor, Recorder, Sheriff, and Treasurer, and a 6% increase for the County Attorney. Ayes all. Motion carried.

Auditor Susan Lloyd presented the 2<sup>nd</sup> draft of the **FY'12 budget** to the Board for their review. The consensus was to add an additional 1% to the insurance figures for FY'12 since the actual premiums are not known yet.

Motion by Ringgenberg, second by Hach to approve the **minutes** of 2/1 and 2/4 meetings, as printed, and the following **reports**: Recorder's Report of Fees Collected (Oct-Dec, 2010), January Conservation Board Minutes, BV County Solid Waste Commission Executive Board Minutes of 1/9/11 and 1/28/11, and BV County Solid Waste Commission Minutes of 1/13/11. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair and Auditor to sign **Resolution 2011-02-08A, Intangible Asset Policy**. Carried.

## RESOLUTION 2011-02-08A

### Buena Vista County Intangible Asset Policy

Governmental Accounting Standards Board Statement 51, **Accounting and Financial Reporting for Intangible Assets**, is effective beginning July 1, 2009. The Statement requires the County to capitalize all intangible assets with determinable useful lives, and to amortize those assets accordingly. Intangible assets with indefinite useful lives will be capitalized, however not amortized. Internally generated computer software in the Application Development State per GASB 51 will be capitalized and amortized.

Intangible assets include easements and rights of way, water rights, timber rights, patents, trademarks and computer software. Buena Vista County will include in this policy only those assets which are identifiable, meaning they are separable and arose from contractual or other legal rights, whether those rights are transferable or separable, possessing all of the following characteristics: lack of physical substance, nonfinancial in nature, with an initial useful life beyond a single reporting period. Internally generated intangible assets must meet the Specified-Conditions Criteria of GASB Statement 51 to be covered by this policy. Internally generated computer software can be developed in-house by County personnel, by third party contractor on behalf of the County, or commercially available software purchased or licensed by the County, modified using more than minimal incremental effort before putting it into service.

Any intangible asset which exceeds the County's threshold will be recorded at historic cost, or estimated historic cost, including where applicable, interest and ancillary charges. The threshold is designed to capture 80% of the total cost of the County's intangible assets. The threshold for Buena Vista County is \$50,000.

Buena Vista County will not retroactively report intangible assets per GASB 51 since we are a Phase III County. Costs incurred July 1, 2009 and beyond for internally generated computer software in the application development stage will be capitalized providing the costs exceeds Buena Vista County's threshold.

Approved by Board Resolution on February 8, 2011.

/s/ Dale Arends, Chairman, Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Engineer Jon Ites presented a quote for **borings** of the Threshermen site and Kruckman's, and asked the Board what percentage of participation the Board wants to ask from them. Arends asked what is customary. Engineer—normally when putting in a culvert for farmers, they pay 100%. Arends feels that this is for an economic good, so maybe the County should help pay. Arends suggested 25% participation would be good. The consensus was to go with a 25% participation from the Threshermen and Kruchman's.

Engineer Jon Ites presented his 3 year employment contract for the Board's review, which includes the following salary increases: 1<sup>st</sup> year - \$94,406 (a 0% increase over FY'11), 2<sup>nd</sup> year - \$96,294 (a 2% increase) and in the 3<sup>rd</sup> year - \$98,220 (a 2% increase). The Board wanted a maximum of one week unused vacation time to be carried over from one year to the next. Motion by Hach second by Altena to accept the proposed **engineer's employment contract**, with a maximum carryover of 1 week of vacation. Hach noted that the first year of the Engineer's 3 year contract will be a zero percent increase, due to having received an increase in FY'11, when the remaining County employees were frozen for wages. Carried.

Motion by Hach, second by Merten, to approve the underground utility permit of Interstate Power and Light (Alliant Energy) for a buried natural gas pipe along Business 71/M44/105<sup>th</sup> Ave. in Section 27, Washington Township. Carried.

Motion by Merten, second by Altena, to approve the underground utility permit of Windstream Communications, Inc. for a 25 pair copper telephone cable along the south side of 510<sup>th</sup> St., in Section 24, Lincoln Township. Carried.

Motion by Merten, second by Hach to approve the payment retainage to Schmitt Construction Company for DD #34 MOD tree clearing project, for \$6,748.00, and to authorize the Chair to sign. Carried

Tom Schuetz-Group Services Representative and Amanda Downey-Wellmark Representative reviewed the newest employee health insurance rates. Downey also presented information on a different vision insurance company for the Board to review. No decisions on insurance rates were made at this time

Motion by Hach, second by Ringgenberg to set the public hearing on the FY'12 Budget as March 8, 2011 at 11:00 a.m. in the Boardroom. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:35 p.m. until, Tuesday, February 15, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
NINTH MEETING, 2011 SESSION (9)  
FEBRUARY 15, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 15, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Nurse Administrator Pam Bogue discussed the Medicaid Cost Settlement with the Board. Public Health is required to have a cost report completed each year to determine if their charges to Medicare and Medicaid are sufficient. Last year (FY2008-2009), the cost report indicated the need to repay Medicaid over \$45,000, as the cost to provide skilled nursing services had decreased. Changes

were made at that time, already 7 months into the next fiscal year, to correct this situation. This year (FY2009-2010), the cost report indicated the need to repay Medicaid \$9,897.

Motion by Hach, second by Altena, to approve the minutes of 2/8, as printed, today's claims approval list, with the addition of the following claims: Iowa Workforce Development -\$2,140.00, Group Services-\$18,500.00, Wellmark-\$73,491, and Knology-\$1.77, and to approve the following reports: NWIPDC Policy Council January minutes, February Board of Health minutes, and January Clerk of Court Fees Collected. Carried.

**Supervisor Reports:** Altena attended the Solid Waste Commission Meeting, and updated the Board. Hach and Ringgenberg met with Secondary Road employees again, and it went well. Merten updated the Board on his meeting at Central Iowa Juvenile Detention Center. He discussed how DHS reimbursements were figured in different counties.

David Degner met with the Board to discuss DD #35 and the possibility of annexing additional land in to the district. Years ago, private tile was placed, and it was not part of the district, yet the land owners are receiving the benefits of being a part of the drainage district. Ivan Droessler, Kuehl & Payer Engineer, commented that the Board can do an annexation without a petition. Droessler recommended going over the assessment schedule, finding out who is part of the original assessment schedule, and then finding the property that is receiving benefit and add them to the district. Motion by Merten, second by Arends, directing Engineer Ivan Droessler to investigate the DD #35 tile boundaries and original assessment schedule, and to determine what property is not included within the district. Carried.

Ivan Droessler, Kuehl & Payer Engineer, updated the Board on the Iowa Plan Wetland Project.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 11:00 a.m. until, Tuesday, February 22, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TENTH MEETING, 2011 SESSION (10)  
FEBRUARY 22, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 22, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 discussed options for **substance abuse contracts**. The Jackson Recovery/Synergy Center substance abuse contract includes proposed changes to their rates. The rate would increase from \$65/day to \$120/day, along with a \$250 down payment for a person receiving treatment. Another option to consider would be to contract with Community Family Resources, Fort Dodge. Since Community Family Resources is state funded, the County only pays for detox services. The fees would be \$267/day, max of 3 days for alcohol, max 6 days for drugs. The last option would be to continue as we are, and not sign any contract with either one. Motion by Hach, second by Altena to not approve the Jackson Recovery contract for substance abuse. Ayes: Altena, Arends, Hach, Ringgenberg. Nays: none. Abstentions: Merten Motion Carried.

Motion by Hach, second by Merten, to accept and approve the final payment on **Project # BROS-CO11 (57)--5F-11** to Graves Construction Co., for a total amount of \$527,375.90. Carried.

Env Health/Zoning Director Kim Johnson notified the Board that Bruce Engelmann has resigned from the Board of Adjustment and that John Massop and Cindy Smith also want to resign. The Board asked Johnson to place an ad in the paper to see if there are any interested rural residents that would like to be on the Board.

Env Health/Zoning Director notified the Board that her department will be starting to inspect the **septic pumpers** in Buena Vista and Sac Counties. They would receive .07/gallon for what is applied in BV County, and there would be a cost to the pumper for inspecting the equipment. This would amount to approximately \$400-\$500 per year in revenue.

Motion by Altena, second by Hach, to approve the **minutes** of 2/15, as printed, and the following **reports**: Solid Waste Commission Manager's Report for February. Carried.

Motion by Merten, second by Ringgenberg, to authorize the Chair to approve and authorize the Chair to sign **Resolution #2011-02-22A** and the corresponding letter to the senators and representatives. Ayes: Altena, Merten, and Ringgenberg. Nays: Arends, Hach. Motion Carried.

#### **RESOLUTION #2011-02-22A** **Support of Continued Community Services Block Grant Funding**

WHEREAS, UDMO has been a community action agency for over 32 years; and  
WHEREAS, UDMO is governed by a local board of directors consisting of elected officials, private sector representatives, and low-income individuals; and

WHEREAS, UDMO operates outreach offices in 12 counties, including Buena Vista; and

WHEREAS, more than 2,411 individuals in Buena Vista County, (855 households) received services from UDMO funded through the Community Service Block Grant (CSBG) program; and

WHEREAS, more than 25% of the persons served in Buena Vista County by UDMO are elderly and/or disabled; and

WHEREAS, federal and state funding for UDMO helps generate \$253.74 for every dollar received from Buena Vista County; and

WHEREAS, CSBG funding for UDMO helps generate \$2,156,808.53 in in-kind goods and services and donated items within Buena Vista County; and

WHEREAS, UDMO receives \$444,164 in CSBG funds to operate 12 outreach offices and those funds are the "glue" that enable UDMO to administer state and federally funded programs; and

WHEREAS, President Obama has proposed a 50% reduction of the CSBG funding and made the remaining funds competitive instead of continuing the current allocation formula; and

WHEREAS, the Buena Vista County Board of Supervisors is supportive of the Congress reducing the federal deficit;

THEREFORE, BE IT RESOLVED, that the Buena Vista County Board of Supervisors supports the positive impact of CSBG in Buena Vista County and the State of Iowa and opposes action by Congress or the President to reduce CSBG funding disproportionately compared to the rest of the federal domestic discretionary budget.

Dated this 22<sup>nd</sup> day of February, 2011.

/s/ Dale Arends, Chairman, Board of Supervisors

Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign the response letter to **Hunzelman Putzier**, our independent auditing firm. Carried.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 11:25 a.m. until, Tuesday, March 1, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
ELEVENTH MEETING, 2011 SESSION (11)  
MARCH 1, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 1, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

County Attorney David Patton and Conservation Director Nate Young were present to discuss the Weed Commission. According to the Code of Iowa the Weed Commission is under the direction of the Board of Supervisors. However, the Board of Supervisors can appoint someone such as the Conservation Director to oversee the day to day operations. The appointee would make recommendations to the Board, and then the Board would make the decision. The appointee could then be directed to take action as needed. Patton recommended that a resolution be adopted to cover the details. The resolution from 2004 does not cover these issues. The Board asked Young to bring this matter to the attention of the Conservation Board and ask them to come up with their ideas for items to be included in the resolution.



Motion by Merten, second by Altena, to approve the minutes of 2/22, as printed, and the following reports: December Buena Vista VA Commissioner Board Meeting and January Buena Vista VA Commissioner Board Meeting. Carried.

Motion by Ringgenberg, second by Altena, to approve today's claims approval list.

**Supervisor Reports:** Ringgenberg attended the Early Childhood Iowa meeting and updated the board. Arends updated the board on the Rides and NW Iowa Planning meetings.

Motion by Hach, second by Merten, to approve and to authorize the Chair to sign **Resolution 2011-03-01A** to advance locally funded project(s) in the Priority List. Carried.

**RESOLUTION # 2011-03-01A**

Advance Locally Funded Project(s) in the Priority List

BE IT RESOLVED: That the Board of Supervisors of Buena Vista County, Iowa, initiates and recommends that the advancement of the following project(s) to the accomplishment year be approved by the Iowa Department of Transportation (Iowa DOT) for improvement with local funds for the period covering the current secondary road construction program.

Deleted Projects/ under run	Previous Priority Year	Route Number	Project Number	Type of Work and Location of project	Length Miles	Estimated Costs
	2012		L-CIJ-508--73-11	Box Culvert - West 8 Grant	0.25	85,000

**PASSED AND APPROVED** this 3<sup>rd</sup> day of March, 2011

/s/ Dale Arends, Chair, Board of Supervisors.....ATTEST: /s/ Leigh Madsen

Motion by Hach, second by Altena, to approve Amendment #1 on Project #L-CIJ-503--73-11 and carryover asphalt projects, in the amount of \$ 525,000.

The time having arrived for the bid letting for project **L-C-1027--73-11** for 3 locations on M27, eight bids were received: Gus Construction, Inc., Casey, IA \$237,878.10; K & L Landscaping & Construction, Sgt. Bluff, IA, \$157,427.10; Vaughn DeLoss Construction, Spencer, IA, \$118,139.20; L A Carlson Construction, Inc., Merrill, IA, \$179,710.20; Midwest Construction, Marshall, MN \$150,976.20; Beck Excavating, Spirit Lake, IA, \$150,976.20; Nelson & Rock Construction, Inc., Onawa, IA, \$143,020.60; Richards Construction, Inc., Sac City, IA, \$123,504.60. Motion by Hach, second by Merten, to approve the Engineer's recommendation to approve the low bid of Vaughn DeLoss Construction of Spencer, IA for a total bid of \$118,139.20, subject to the Engineer's review. Carried.

Bonnie Hach met with the Board to update them on the February meeting of the **Northwest Iowa Housing Trust Fund** and to review the e-mail provided by Justin Yarosevich. Bonnie Hach shared with the Board that the trust fund had awarded \$228,000 to 28 families in 2010. These families were in several towns throughout the county. The Board was informed that Cherokee county had contacted the administrators of the trust fund to be allowed to join. The consensus of the Board was to recommend this be allowed.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 10:40 a.m. until, Tuesday, March 8, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWELVTH MEETING, 2011 SESSION (12)  
MARCH 8, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 8, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Sheriff Gary Launderville presented an **update** on his department. He reviewed his department's vacation and comp time. His department is working on reducing their hours. Two of the newest deputies are currently attending academy classes at WIT for 8 weeks, and another deputy will attend later.

Sheriff Launderville reported that Dewyne Stucynski has resigned from doing the maintenance for the **Law Enforcement Center**. Building/Grounds Supt. Steve Hammen has spent a lot of time at the LEC with repairs, and cleaning carpets, and the Sheriff thanked Hammen and wanted the Board to know that he has been pleased with Hammen's work. Hammen proposed adding another full-time person to his department that would perform maintenance at the LEC and also the East Richland Annex. Funds would be used from the LEC budget and Hammen's budget, to cover the cost of this employee. Motion by Hach, second by Ringgenberg, to authorize the Buildings/Grounds Supt. to advertise and hire another full-time person for his department, to start July 1, 2011. Carried.

Sheriff Launderville mentioned that the **interview rooms** at the LEC were needing repairs to the audio and video equipment used for recording. Launderville contacted Professional Electronics to see about the repairs, and was given a quote of \$1,800. Pat Petersen, Professional Electronics decided to donate this repair to the County.

Sheriff Launderville reviewed his **budget amendment** needs. Overall, the grand total of his budget is on target; however, his jail portion is going to be over budget. Launderville will need to amend for the contract law enforcement expense and revenue for the City of Alta, which was something new this fiscal year, along with higher costs in the jail. He is also expecting a large bill to come from Oakdale for a prisoner.

Veterans Service Officer Gar Otto introduced Mauricia Proper as the new candidate for serving on the Veteran's Commission. Motion by Merten, second by Hach, to appoint Mauricia Proper to the **BV Co Veteran's Affairs Commission**, replacing Mary Mix who resigned. Ayes—Arends, Merten, Ringgenberg, Hach; Nays—none. Carried.

Motion by Altena, second by Hach, authorizing the Auditor to sign the renewal agreement for **Election Systems and Software, Inc.** for a 3-year contract starting January 1, 2011 and ending on December 31, 2013. Carried.

Assessor Kathy Croker informed the Board about the Hy-Vee **lawsuit** regarding their new valuation. The valuation will be changing for 2011, and will be reduced by \$50,000. Croker also said that on Thursday, new **valuations** will be sent out. Market indicates residential is being assessed just below what they are actually selling for, so there will not be a valuation increase, unless there were changes made by the property owner for new construction. Commercial property is at 94.5%, so they would have to send out new valuations, since they are under 95%. Commercial property will be increasing overall 8%, some are going up and some are going down. Agricultural land is based on productivity for the years 2005-2009. Ag values are going up 24%, and the statewide average is 25%.

Engineer Jon Ites discussed his **department's activities**. They will be testing the new snow blower today.

Motion by Hach, second by Altena, to approve the **minutes** of 3/1, as printed, and the following **reports**: February Conservation Board minutes, NW IA YES Center bed count (1/28-2/26), and Solid Waste Commission minutes for February. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chairman to sign the 3 year renewal agreement with **CASI**, for cost allocation services starting with fiscal year 2011. Carried.

Env Health/ Zoning Director Kim Johnson presented information on the **Board of Health Workshop** to be held April 20, 2011 in Sioux City, and invited the Board to attend.

Supervisor Ken Hach discussed the **Buena Vista Farmers Guild**, and discussed whether they would be allowed to set up on the Courthouse property again. The consensus was to allow Buena Vista Farmers Guild to use the Courthouse property, if they so choose.

The Chair opened the hearing on the FY'12 Buena Vista County **Proposed Budget**. In addition to the Board, 9 persons were present including 8 department heads and one member from the public. The Chair reviewed the highlights of the budget including: reducing the General Supplemental levy slightly and keeping the other levies the same; the Board was very happy with response from Department heads to try and work within the 3% allowable growth on their budgets; the Board was able to grant raises, since the County appears to be in good shape; and the ending fund balances appear to be stronger than what we had hoped. Motion by Hach, second by Ringgenberg to close the public hearing. Motion by Altena, second by Hach to approve and authorize the Chair to sign the FY'12 budget as published. Carried.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 11:14 a.m. until, Tuesday, March 15, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTEENTH MEETING, 2011 SESSION (13)  
MARCH 15, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 15, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 Altena, second by Hach, to amend today's **agenda** by adding an amendment to the agreement to provide custodial service at the Buena Vista County East Richland Annex to the action items. Carried.

Motion by Ringgenberg, second by Altena, to create a **Quality Assurance Monitor** position with the proposed salary of \$32,850, and appointing Alicia Gatzmeyer to this position effective 4/1/11. Carried.

Motion by Hach, second by Merten to approve and authorize the Chair to sign **Resolution #2011-03-15-A**, the **minor subdivision** request of Gary Grundmeier in Section 25, Maple Valley 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/2011/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2011/meeting%20dates.htm) )

Motion by Altena, second by Merten, to approve and authorize the Chair to sign the Amendment to the **Agreement to Provide Custodial Service** at the Buena Vista County East Richland Annex, whereby the contractor shall provide such duties at the Buena Vista County DHS Annex instead of the East Richland Annex, for the remainder of the contract period of June 30, 2011. Carried.

Motion by Hach, second by Altena, to approve the **minutes** of 3/8, as printed. Carried.

Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign the **FY'12 IDOT budget** and 5-year program. Carried.

Motion by Ringgenberg, second by Merten, to allow Secondary Road employee Mike Sexton to carry over 10 days **vacation** into the next fiscal year. Carried.

Motion by Hach, second by Altena, to approve and authorize the Chair to sign **Resolution #2011-03-15-B**, Public Notice Destruction of Noxious Weeds, for 2011 publication. 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/2011/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2011/meeting%20dates.htm) )

Altena left the meeting.

Motion by Ringgenberg, second by Arends, to approve and authorize the Chair to sign **Resolution #2011-03-15-C**, authorizing Central Iowa Juvenile Detention Center to enter into a loan refinancing agreement. Ayes: Arends, Hach, Merten, Ringgenberg. Nays: none. Motion 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/2011/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2011/meeting%20dates.htm) )

Altena returned to the meeting.

Motion by Hach, second by Merten, to approve adding the following claims to today's **approval list**: Verizon Wireless \$82.17, Verizon Wireless \$89.14, Knology \$5.26, Auditor of State \$625.00, Marilyn Monson \$2.64, and Color-ize for \$1,999.80. Carried.

Motion by Merten, second by Ringgenberg, to approve today's **claims approval list**, with the addition of the 6 invoices listed above. Carried.

Motion by Hach, second by Altena, to approve the following **reports**: February NWIPDC Policy Council minutes and FY'10 Solid Waste Commission Audit Report. Carried.

Motion by Altena, second by Ringgenberg, to approve the **28E Agreement**, dated 3-11-11 for Central Iowa Juvenile Detention Center, acknowledging new member counties, Franklin and Mahaska. Carried.

Other topics discussed included: Group Services, DD #34 Lat 5 drainage, historical brochure, and personnel policy. (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/2011/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2011/meeting%20dates.htm) )

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:05 p.m. until, Tuesday, March 29, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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## **BUENA VISTA COUNTY**

**JANUARY – MARCH 2011**

### **CLAIMS LIST**

A & A AUTOMOTIVE 166.82; A & M LAUNDRY, SERVICES INC 175.00; ABBAS, APRIL 21.39; ADAMS, JAMIE 480.00; ADVANCED SYSTEMS, INC. 113.08; AFLAC 8,329.38; AG PARTNERS L.L.C. 1,966.63; ALBERT CITY FIRE DEPT 5,464.53; ALBERT CITY, CITY OF 139.50; ALBERT CITY-TRUESDALE PRESCH'L 2,543.00; ALL ABOUT COMPUTERS INC 920.00; ALLIANT ENERGY 41,820.35; ALPHA WIRELESS COMMUNICATIONS 8,640.00; ALTA COMMUNITY SCHOOL DISTRICT 3,330.00; ALTA MUNICIPAL UTILITIES 801.42; ALTENA, DON 414.60; AMCOM SOFTWARE INC 975.00; AMERICAN RED CROSS 100.00; AMERICAN SOLUTIONS FOR BUSINES 1,133.68; AMERIGAS 200.00; ANDERSEN, GORDON 27.14; ANDERSON, ARDYCE 6.44; ANDERSON, CHARLEEN 399.51; ANDERSON, DENNIS V 3.24; ANDERSON, EVERET 10.00; APCO INTERNATIONAL INC 138.00; ARMSTRONG, CAROLYN 840.11; ARNOLD MOTOR SUPPLY 1,462.54; ARNOLD MOTOR SUPPLY 66.47; ASSMANN, DEAN 15.98; ASSN FOR PSYCHIATRIC SERV PC 260.00; AUDITOR OF STATE 625.00; B V CO SECONDARY ROAD 19,700.13; B V COUNTY HEALTH DEPT 27,105.87; BARNES GROUP INC 2,526.61; BELLOWS, CARL 26.10; BENGSTON, TRACY 22.54; BILL ME LATER BUSINESS 218.90; BJK PUMP & GAS CO INC 82.87; BODHOLDT BROTHERS 10.50; BODHOLDT, TONY 65.24; BOGUE, PAMELA L 180.38; BOMGAARS 1,232.82; BOMGAARS 7.36; BOTINE ELECTRIC 100.50; BROWN SUPPLY CO 4,010.16; BUENA VISTA CO AUDITOR 7,609.73; BUENA VISTA CO TREASURER 640.00; BUENA VISTA CO. SHERIFF 5,799.15; BUENA VISTA COUNTY 150.00; BUENA VISTA COUNTY EMS ASSOC 3,485.50; BUENA VISTA COUNTY JOURNAL 1,873.92; BUENA VISTA GLASS INC 56.00; BUENA VISTA REGIONAL MEDICAL C 1,162.10; BUENA VISTA RIFLE&PISTOL CLUB 600.00; BUSKE, RON 129.95; BV CO EMPLOYEE HEALTH FUND 243,910.00; BV CO EMPLOYEE HEALTH FUND 17,488.95; BV CO EMPLOYEE HEALTH FUND 5,709.31; BV STATIONERY & PRINTING 3,936.84; BVRMC, FITNESS & HEALTH CENTER 319.85; CALHOUN COUNTY PUBLIC HEALTH 4,042.09; CALHOUN-BURNS & ASSOC INC 2,539.41; CANON FINANCIAL SERVICES 888.00; CAREFACTS 2,625.75; CARNINE, KIM M. 237.82; CARPENTER UNIFORM COMPANY 390.25; CARROLL CO COMMUNITY SERVICES 91.44; CAVANAUGH, TOM 3.24; CCDA, %BRIAN LAMMERS 25.00; CCMS 2,148.50; CCP INDUSTRIES INC 1,337.46; CCUSO PRINT SHOP 250.00; CDW GOVERNMENT INC 1,660.34; CENTRAL DISTRICT ASSESSORS, %LINDA SPEARMAN 50.00; CENTRAL IOWA DISTRIBUTING INC 750.13; CHARLING FARMS, INC 2,105.87; CHARTER OAK-UTE SCHOOL 7,788.75; CHEROKEE COUNTY SHERIFF 69.00; CHILDRENS IMAGINATION STATION 7,156.00; CHINDLUND, ANN 86.89; CHRISTENSEN, ROBERT E. 115.03; CHRISTIANSEN, DIANE 262.59; CHRYSLER FINANCIAL 435.00; CITIZENS COMMUNITY, CREDIT UNION 1,200.00; CITY DIRECTORY INC 227.00; CLAUSEN HARDWARE & SERVICE 47.98; CLAY COUNTY SHERIFF DEPARTMENT 41.00; CO ZO, KAY MOCHA CO. PLAN DIRECT 125.00; COAST TO COAST SOLUTIONS, DEPT 2543 1,105.51; COLLECTION SERVICES CENTER 1,456.56; COLOR-IZE INC 2,037.30; COMMUNITY BROADCASTING INC 375.00; COMMUNITY SERVICES ASSOCIATION, % DEB SCHILDROTH, TREAS 50.00; COMPASS POINTE 3,750.00; CONSECO HEALTH INS CO 373.60; CONTINENTAL RESEARCH CORPORATI 51.84; CONTROL SYSTEM SPECIALISTS LC 83.00; COOK, CINDY S. 85.50; CORN BELT MANUFACTURING INC 550.82; CRAWFORD COUNTY HOME HEALTH & 42,213.85; CRIPPIN, DAVID 750.00; CRYSTEEL TRUCK EQUIP INC 1,898.49; CULLIGAN 211.10; CYLINDER EXPRESS 69.50; DANIELS, TOM 30.00; DANIELSON, LLOYD 4.70; DAYS DOOR COMPANY 2,659.50; DAYS INN & SUITES 77.28; DEAN & ASSOCIATES 600.00; DECATUR ELECTRONICS INC 1,005.00; DELTA DENTAL PLAN OF IOWA 18,663.28; DENTAL DISTRIBUTORS INC 217.69; DES MOINES STAMP MFG CO 496.95; DEYTA LLC 360.00; DIXON CONSTRUCTION CO 147,085.83; DMACC 410.00; DRIVER, CHERRI 21.96; DRIVERS LICENSE GUIDE CO 180.00; DUARTE, FANNY 61.19; EAGLE POINT 525.00; EAST SAC COUNTY SCHOOLS 2,400.00; EAST SAC COUNTY SCHOOLS 2,680.00; ECHO PLUS INC 1,186.25; ELECTION SYSTEMS & SOFTWARE 4,898.66; ELECTION SYSTEMS & SOFTWARE IN 376.81; ELECTRONIC ENGINEERING 5,416.93; EMBARKIT, INC 172.00; EMC 308.50; EMERGITECH INC 15,813.53; ES&S USER'S GROUP 45.00; EVANS, DANIEL 71.00; EXPRESS POLICE SUPPLY 21.98; FAREWAY STORE 1,374.56; FASTENAL COMPANY 276.78; FERGUSON ENTERPRISES INC 74.30; FIBELSTAD, MARIE 10.00; FIDLAR TECHNOLOGIES INC 863.02; FILTER CARE OF NEBRASKA 481.90; FIRE PROOF PLUS INC 328.95; FIRST COOPERATIVE ASSOCIATION 67,459.55; FITZPATRICK AUTO CENTER

INC 32,123.20; FLANIGAN LAWN & LANDSCAPE 888.30; FLEET SERVICES 375.27; FLORIDA MICRO, LLC 313.40; FONDROY, RICHARD 3.71; FORT DEARBORN LIFE INS COMPANY 483.30; FRENCH, TOM 106.95; FRONTIER 550.36; FRONTIER COMMUNICATIONS, ATTN:CONF-BONNIE SIMON 19.06; GALBRAITH, LLOYD F 104.44; GARBAGE HAULING SERVICE 849.00; GASRITE INC. 13,266.61; GEISINGER, HAROLD 97.20; GENESIS DEVELOPMENT 28,858.38; GIROTTI, JAY 400.00; GLAXOSMITHKLINE PHARMACEUTICAL 654.00; GONZALEZ, TARA 29.44; GOVCONNECTION INC 1,329.83; GRAESING, DENNIS 33.13; GRAHAM TIRE CO 4,643.60; GRAINGER 154.25; GRIGGS ENVIRON STRATEGIES 1,584.00; GROUP SERVICES INC 46,613.75; GRP & ASSOCIATES 81.00; GRUBB, LYLE 487.76; GULL WING INDUSTRIES INC 56.00; GUTZ, DENNIS 7.36; HABERMAN, JUDY 453.45; HACH, KEN 597.77; HALDIN, RICHARD 117.60; HANCOCK CONCRETE PRODUCTS INC 160.65; HAROLD ROWLEY RECYCLE CENTER 47,182.50; HARTFORD LIFE INS CO 400.00; HIRSCHMAN AUTO SERVICE 91.95; HOLCOMB TRUCKS-SIOUX CITY 5,961.51; HOLLIDAY, DENNIS 10.00; HOLMES, WESLEY 11.28; HONDO'S SALES & SERVICE 179.52; HORNOR, DUANE 61.18; HOTOVEC, RICK 10.00; HOWARD CENTER INC 156.49; HUNZELMAN PUTZIER & CO 9,041.56; HY-VEE FOOD STORE 7.31; HY-VEE INC 1,616.13; I.S.C.I.A. 150.00; IA ENVIRONMENTAL HEALTH ASSOC, %TINA AHLBERG 60.00; IA STATE RESERVE LAW OFFICERS 30.00; IACVA 60.00; IAN TREASURER, %LAURA DECOOK 62.50; ICIT 200.00; IMMANUEL LUTHERAN PRE SCHOOL 1,380.00; INDUSTRIAL BEARING SUPPLY 1,028.54; ING LIFE INS & ANNUITIES 39.00; ING LIFE INS & ANNUITY 150.00; INSPECTIONS & APPEALS 32.87; INTERSTATE BATTERY SYSTM 195.95; IOBP 117.00; IOWA CHAPTER OF APCO 165.00; IOWA COUNTY RECORDERS ASSOC 200.00; IOWA DEPT OF AG & LAND STEWARD 115.00; IOWA DEPT OF HUMAN SERVICES 23,341.46; IOWA DEPT OF HUMAN SERVICES 23,427.81; IOWA DEPT OF HUMAN SERVICES 772.39; IOWA DEPT OF HUMAN SERVICES 2,715.32; IOWA DEPT OF HUMAN SERVICES 9,897.00; IOWA DEPT OF NATURAL RESOURCES 350.00; IOWA DEPT OF TRANSPORTATION 788.56; IOWA DEPT PUBLIC SAFETY 2,718.00; IOWA GREAT LAKES CHAPTER OF 10.00; IOWA LAKES ELECTRIC COOP 2,524.90; IOWA LAKES REGIONAL WATER 224.06; IOWA LAW ENFORCEMENT ACADEMY 1,180.00; IOWA NATURAL HERITAGE FOUNDATI 225.00; IOWA NENA 165.00; IOWA PRISON INDUSTRIES 263.81; IOWA STATE ASSOC OF COUNTIES 1,425.00; IOWA STATE MEDICAL EXAMINER 2,930.00; IOWA STATE SHERIFFS & DEPUTIES 175.00; IOWA STATE UNIVERSITY, REGISTRATION SERVICES 300.00; IOWA TELECOM 479.26; IOWA TELECOM-PROVIDER 1178 102.57; IOWA WORKFORCE DEVELOPMENT 2,140.00; IPCA, %CHIEF MARTIN BOTTS TREAS 100.00; IPERS 146,146.37; IPERS, ASSESSOR'S OFFICE 4,561.13; ISAC 892.00; ISACA 175.00; ITES, JON 86.10; IVERSON, MICHELLE 99.64; JACKS UNIFORMS & EQUIPMENT 1,786.65; JACOBS, PRESTON 10.00; JACOBSON SUPPLY, LLC 172.00; JANITORS CLOSET LTD 1,112.39; JCL SOLUTIONS-JANITORS CLOSET 219.80; JERRY'S TREE SERVICE 650.00; JIM HAWK TRUCK TRAILERS INC 359.84; JOHNSON, KIM 553.97; JOHNSON, ROBERT A & JOLEEN A 2,375.31; JOHNSON, SHIRLEY 10.00; JOHNSTON AUTOSTORES 2,828.88; JORDAN, ANNETTE L. 3,277.11; JORGENSEN, ARDEN 5.06; JULIUS CLEANERS 883.60; KEL TEK INCORPORATED 91.31; KELTEK INCORPORATED 504.71; KESTEL, HAROLD J. 120.00; KESTEL, JEFF 11.16; KIDS WORLD INC 5,148.98; KIMBALL-MIDWEST 1,381.68; KIRKholm, MARK 13.92; KLEEN SOLUTIONS INC 489.65; KNOLOGY 11,638.43; KOLPIN, JERI L 10.00; KOSTER, ANNETTE 688.12; KRYGER GLASS COMPANY 275.46; KUEHL & PAYER LTD 44,616.80; L & M ELECTRONICS INC 10,123.12; LAKE ELECTRIC SUPPLY 203.72; LARSON OIL & DISTRIBUTING 7,041.01; LAW ENFORCEMENT SYSTEMS INC 308.00; LINN COUNTY PUBLIC HEALTH 120.00; LINN GROVE, CITY OF 95.70; LIVERMORE TELEPHONE & COMMUNIC 8,972.80; LLOYD, SUSAN 486.68; LOES, CORY 200.00; LOVETINSKY, DANELLE 107.58; L-TRON CORPATION 718.00; LUNDELL CONSTRUCTION CO INC 1,100.00; M.S. DOOR SERVICES LTD 484.24; MACK HANSEN GADD ARMSTRONG & B 1,187.50; MAGELLAN HEALTH SERVICES 175.90; MAIL SERVICES LLC 1,993.73; MAINSTAY SYSTEMS INC 237.00; MANGOLD ENVIRON TESTING INC 180.00; MARATHON FIRE DEPARTMENT 3,862.76; MARATHON, CITY OF 289.53; MARCUS LUMBER 9,854.00; MARK'S WELDING & MACHINE 340.00; MARRON, KAYLA 36.49; MARTIN MARIETTA MATERIALS 3,482.21; MARTIN, BERT L. 40.00; MARTIN, JOAN REILING 10.00; MASON, MONA 20.00; MASTERCARD 4,370.01; MATT PARROTT/STOREY KENWORTHY 22.93; MAYMON, PATTI 715.65; MC CARTHY MARCIA, CSR, RPR-CP, CLAY COUNTY COURTHOUSE 348.00; MC CLURE, DONALD 87.00; MECHURA ELECTRIC, INC 6,679.89; MEDICARE PART A 704.13; MEINE DEAN, ATTORNEY 132.00; MENARDS - SPENCER 747.27; MENTZER, DAWN 36.34; MERCK SHARP & DOHME CORP 511.99; MERCY MEDICAL CTR-SIOUX CITY 70.00; MERTEN, DAVID 20.90; METABANK 40.00; MEYER, RICK 39.06; MEYER, ROGER 11.16; MID AMERICAN ENERGY 22,561.22; MID IOWA SALES 571.60; MID SIOUX OPPORTUNITY INC 11,775.27; MIDWEST CHRISTIAN SERVICES 750.00; MIDWESTERN MECHANICAL INC 695.00; MILLER CONSTRUCTION & COMPANY

3,131.25; MILLER, DOUGLAS J 21.84; MILLS-THOMAS, TAMI 15.00; MILNE, RICHARD C 125.00; MOCIC 150.00; MONSON, MARILYN 2.64; MOODIE REFRIGERATION 60.00; MOTOROLA 7,713.60; NAGENGAST, JODY 70.03; NAPA AUTO PARTS 151.39; NATIONWIDE RETIREMENT SOLUTION 2,532.00; NATL SHERIFF'S ASSOC 125.00; NELSON, BERNARD 31.28; NELSON, JOHN 22.08; NEW DIRECTIONS MENTAL HEALTH, COUNSELING CENTER 280.00; NEW SIOUX CITY IRON CO 504.79; NEWELL FIRE DEPT 2,424.42; NEWELL, CITY OF 198.00; NOLL, RICHARD 5.52; NORTH LAKE TRUCK REPAIR 2,311.96; NORTHERN IA CONST PRODUCTS 350.00; NORTHERN LIGHTS FOODSERVICE 6,321.32; NORTHWEST AGING ASSOCIATION 2,689.75; NORTHWEST DISTRICT OF ASSESSOR 120.00; NW IA PLANNING & DEV COM 2,000.00; NW IA REGIONAL HOUSING TRUST, FUND, INC 10,592.00; NW IA YOUTH EMERGENCY SERVICES 18,600.00; O'BANNON, SHARI 118.32; ODEBOLT ARTHUR PRESCHOOL 306.00; ODEBOLT-ARTHUR COMM SCHOOL 324.00; OFFICE DEPOT 898.30; OFFICE ELEMENTS 2,924.50; OFFICE EQUIPMENT FINANCE SERV 365.73; OFFICE SYSTEMS COMPANY 911.00; OHIO NATIONAL 2,295.00; OHRTMAN, MARY 160.28; OLSEN WELDING & MACHINE 1,243.16; O'REILLY AUTOMOTIVE INC 569.11; OTTO, GARLAND 145.70; PATCHIN, MESSNER & DODD 1,856.25; PATTON LAW OFFICE 15,897.71; PCS MOBILE 111.00; PERKINS OFFICE SOLUTIONS 178.64; PETERSEN, LORI 31.98; PETERSON, JAMES E 4.70; PETTY CASH 42.35; PETTY CASH HEALTH DEPT 25.30; PHILLIPS & PHILLIPS TRUCKING 20.00; PICTOMETRY 4,990.54; PILOT TRIBUNE 1,838.21; PITNEY BOWES INC 1,545.00; PITNEY BOWES INC 215.66; PITNEY BOWES RESERVE ACCOUNT 2,000.00; PLAINS AREA MENTAL HEALTH INC 58,063.61; POLK COUNTY SHERIFF'S OFFICE 51.72; POST, RUSSEL 10.58; POSTMASTER 1,373.20; PRO ELECT 107.49; PROBUILD - STORM LAKE 155.48; PROPER, MAURICIA ANN 59.74; PSYCHIATRY, LEE & ASSOCIATES 70.00; PURCHASE POWER 400.00; PYLE, MINDY 31.02; QUAKERDALE 46.65; QUALITY INN & SUITES 57.58; QUILL CORPORATION 767.45; QWEST 285.75; QWEST 2,063.52; QWEST 38.37; R & D INDUSTRIES INC 3,321.25; R. L. POLK & CO. 220.00; RASMUSSEN FORD MERCURY INC 292.88; REBHUN, MICHAEL 3.71; REBNORD TECHNOLOGIES INC 49.95; RECKAMP, RON 200.00; REDENBAUGH, PHIL 110.00; REGENNITTER, JACQUELINE 10.00; REGIONAL TRANSIT AUTHORITY 840.00; REHNSTROM, CRAIG 11.04; REMBRANDT, CITY OF 884.39; RICHMOND CENTER, THE 711.36; RITCHIE, PATRICIA 135.00; ROBERTS, JAMES A 9.40; ROBERTSON, JAKE 480.00; ROHLFSEN, ROBERT 102.56; ROSETTA STONE LTD. 1,878.00; SAC COUNTY HEALTH SERVICES 13,514.23; SAC COUNTY SHERIFF 35.50; SADLER, BRITTA 120.00; SANFORD HEALTH 40.00; SANOFI PASTEUR INC 3,983.71; SASSMAN, JEAN L 96.00; SCHMIT, JOHN 1,408.65; SCHMITT CONSTRUCTION CO 6,748.00; SCHUELKE AUTO COMPANY 37.97; SEASONS CENTER 1,521.70; SECRETARY OF STATE 30.00; SECURITY TRUST 32,959.70; SECURITY TRUST & SAVINGS BANK 36.22; SECURITY TRUST &, SAVINGS BANK 118,161.06; SECURITY TRUST &, SAVINGS BANK 120,743.26; SEILER PLUMBING HEATING INC 247.69; SELLECK, JAMES 87.60; SEXTON, MIKE 10.00; SIDWELL COMPANY INC, THE 1,340.00; SILK SCREEN INK LTD 15.00; SIOUX CENTRAL COMM SCHOOL DIST 200.00; SIOUX CITY FOUNDRY CO 511.08; SIOUX CITY TRUCK AND TRAILER I 1,127.09; SIOUX LUMBER 13,982.96; SIOUX RAPIDS, CITY OF 100.89; SIOUX RAPIDS, CITY OF 91.81; SIOUX SALES CO 51.96; SIOUXLAND MENTAL HEALTH CENTER 220.00; SIOUXLAND REPORTING SERVICE 205.70; SLSI 100.00; SMALL, JULIE 114.40; SOCIETY OF LAND SURVEYORS-IA 220.00; SPENCER POLICE DEPARTMENT 20.48; SPORTS REHABILITATION & 375.75; ST MARYS PRESCHOOL 8,475.60; ST ROSE OF LIMA PRESCHOOL 2,475.00; ST. LUKES CENTER FOR 285.00; ST. LUKE'S HEALTH RESOURCES 74.00; STA-MEL ENTERPRISES INC 22,905.51; STANTON ELECTRIC INC 3,699.41; STAPLES CREDIT PLAN 367.42; STAPLES CREDIT PLAN, 6011 1000 5224 324 169.82; STAR ENERGY LLC 11,649.24; STILLE PIERCE & PERTZBORN 56,287.00; STORM LAKE ACE HARDWARE 542.65; STORM LAKE CAB CO 500.00; STORM LAKE HYDRAULICS 186.14; STORM LAKE MLS 45.00; STORM LAKE TIMES 2,247.48; STORM LAKE UNITED DEVELOPMENT 2,500.00; STORM LAKE, CITY OF 27,244.59; SUNSHINE SERVICES INC 1,109.78; SUNSHINE SERVICES OF IA INC 167.25; TASC 13,301.90; TEMPLE ALUMINUM FOUNDRY INC 740.21; TESSIER'S INC 3,145.88; THE PRIDE GROUP INC 4,163.94; THE TONER PLACE 610.00; TIMI JORDISON PSYCHOLOGICAL SV 384.00; TREASURER STATE OF IOWA 17,417.77; TREASURER STATE OF IOWA 1,589.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 45,177.00; TRIMARK CENTRAL BILLING 467.00; U S 20 ASSOCIATION 150.00; U S POSTAL SERVICE 255.60; UI SCHOOL OF SOCIAL WORK, NATIONAL RESOURCE CENTER 200.00; ULTRAMAX 169.00; UPPER DES MOINES OPPTY 4,250.00; USPS-STAMP FULFILLMENT SERVICE 506.60; VA CENTRAL IA HEALTH CARE TO 860.00; VALERO RENEWABLE FUELS CO LLC 2,645.54; VAN DER LINDEN, KATIE 168.56; VAN HOOSER, MARK 49.99; VANGUARD APPRAISALS INC 38,622.00; VERIZON WIRELESS 4,358.51; VERMEER SALES & SERVICE 100.50; VISA 5,516.22; VISION SERVICE PLAN 5,633.49; VISTA



PAINTS 107.50; WALMART COMMUNITY/GEMB 1,035.26; WARKENTIN, RALPH 16.56; WEBSTER COUNTY SHERIFF 26.00; WEE CARE PRESCHOOL 1,365.00; WEIER, MIKE 135.00; WEILAND, MARY 75.80; WELLMARK BLUE CROSS & BLUE SHI 218,042.00; WELLMARK BLUE CROSS & BLUE SHI, STATION 5E289 122.00; WEST PAYMENT CENTER 2,358.24; WILEY, DAVID 185.37; WILLIAMS SHOOTERS SUPPLY, INC 889.20; WILSON & PECHACEK 4,633.38; WINDSTREAM 850.63; WINDSTREAM COMMUNICATIONS, ATTN:CABS 276.95; WITT, JENNIFER 10.00; WOGAHN, RUTH 243.73; WOODBURY CO SHERIFF 78.86; XEROX CORP 65.96; XEROX CORPORATION 34.20; YOUNG, NATHAN 45.00; YOUTH & FAMILY RESOURCE SVCES 3,545.40; ZEE MEDICAL INC 126.56; ZIEGLER INC 12,778.70; ZION LUTHERAN PRE SCHOOL 1,150.00.

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**BOARD OF SUPERVISORS MEETING  
FOURTEENTH MEETING, 2011 SESSION (14)  
MARCH 29, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 29, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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

Nurse Administrator Pam Bogue met to discuss her **budget amendment** requests. Her department has had additional revenues of \$21,916 and will need an additional \$35,133 to cover added expenditures for H1N1, Family Steps, and Emergency Preparedness.

Engineer Jon Ites informed the Board that he received notice that the **Vestal Street** project is in the May letting.

Motion by Hach, second by Merten, to approve the contract with Allied Manatts Group, LLC, Charles City, Iowa, on **Project #STP-S-CO11(77)-5E-11**, for a total cost of \$905,925.15 and to authorize the Chair to sign. This project is for the C-29 overlay project from N-14 east to the County line. Carried.

Engineer Jon Ites discussed the letter received from the City of Storm Lake regarding work to be done on **DD #193**. He questioned the City about why they were not using the existing line, but creating a new line on the north side of the road. They are only improving DD #193 in 2 locations, instead of improving all of the drain on the property. Motion by Hach, second by Merten to not approve the proposed DD #193 tile relocation, and request that the City of Storm Lake consider the alternate that Engineer Jon Ites has brought to their attention, and to authorize the Auditor to send a letter to Kuehl and Payer notifying them of this decision. Carried.

Engineer Ites discussed the **motor grader** scheduled for 2012. Since they don't want to go with tier 4, they need to negotiate now, in order to hold them for purchase. Motion by Arends, second by Altena, authorizing the Engineer to start negotiating for a 2011 tandem motor grader, to be delivered in 2012. Carried.

Engineer Ites discussed the letters that have been received on the **C65** project, and mentioned that the contractor will be back once the frost is gone, but nothing can be done until that time. He stated that sometime during any project, you are not in compliance.

The Board received a request from Buena Vista County Recycle Center for **grading** work on the north side of their building and compost pad by the Secondary Roads Department. Solid Waste Commission Chairman Dave Wiley was present for the discussion. Wiley will see that the Engineer receives a copy of the specifications in order to bid on this project.

Sheriff Gary Launderville met to discuss the problems they are having with their water softener and the city water. They have tried to get the company to fix it, and nobody is doing anything about it. The suggestion from Seiler Plumbing is to take it out, and replace it. Sheriff Launderville will be passing this on to the Project Manager so that they don't use this softener again in future projects. Currently, they

are going through 400 lbs. of salt per week. The cost estimate for a new softener, including installation is about \$13,000. This is also causing the problems they are having back in the jail to replace valves. They have also removed large amounts of lime from the hot water heaters.

Payroll Deputy Leigh Madsen discussed the newest rate proposals received for the County's **health insurance**. If we renew without making any changes, the increase would be 6.5%. By making the changes proposed, the increase would be 1.4%. Motion by Merten, second by Hach, to approve the newest proposal for health insurance, increasing the coinsurance to 15%, removing the out of pocket maximum for RX's, adding a \$100/\$200 deductible to the RX's, and increasing the co-pay for tier 3 RX's to \$50, to go into effect August 1, 2011, with payroll deductions starting July 1. Carried.

Hach left the meeting.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the contract for **Delta Dental** insurance for FY'12. Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: none. Motion carried.

Hach returned to the meeting.

Bldg/Grounds Supt. Steve Hammen met to discuss **hiring** a new employee, and the changes that will be made to his department's hours. No decisions were made at this time.

Environmental Health/Zoning Administrator Kim Johnson met to discuss flood plains. There will be a public hearing on the **Flood Plain Resolution** on April 5, 2011, at 8:30 a.m. in the Boardroom.

Richard Fondroy met to discuss **DD #34 Lat 5** drainage problems with the Board. Supervisor Arends, Supervisor Merten, and Engineer Jon Ites have gone out to look at the problems and discussed it with Fondroy. A cleanout needs to be done, but the likelihood of the work being done this spring is doubtful, it would have to be in the fall time. Depending on the cost, there will be hearings before any work is done.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the March 15 meeting, as printed, today's **claims approval list**, and the following **reports**: February Clerk of Court Fees Collected, February Veterans Commission Board minutes, FY'12 Buena Vista County Audit Report, and March Board of Health minutes. Carried.

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

Motion by Hach, second by Altena, to approve **Jt. DD #105-64** claim payable to BV County Secondary Roads in the amount of \$808.05. Carried.

Motion by Hach, second by Ringgenberg, to approve **JT. DD #109** claim payable to BV County Secondary Roads in the amount of \$193.78. Carried.

Motion by Hach, second by Ringgenberg, to approve **JT. DD #150 B8/9** claim payable to BV County Secondary Roads in the amount of \$267.28. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:05 p.m. until, Tuesday, April 5, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTEENTH MEETING, 2011 SESSION (15)  
APRIL 5, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 5, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 Flood Plain Management with Env Health/Zoning Director Kim Johnson in attendance. Motion by Merten, second by Hach to close the public hearing. Motion by Hach, second by Altena, to approve and authorize the Chair to sign **Resolution #2011-04-05-A** on Flood Plains. 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/2011/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2011/meeting%20dates.htm) )

Motion by Ringgenberg, second by Hach, to set the date and time of the public hearing on the 2<sup>nd</sup> FY'11 **budget amendment** as April 26, 2011 at 11:00 a.m. Carried.

Motion by Merten, second by Altena, authorizing the Chair to sign the agreement between **Northwest Iowa Planning and Development Commission** and Buena Vista County for the SHIELD program for FY'12. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the County Auditor to sign the **letter of assurance** for the Buena Vista County Landfill, as Chief Financial Officer. Ayes: Arends, Merten, Ringgenberg. Nays: Hach. Abstention: Altena. Motion carried.

Motion by Merten, second by Hach, to approve and authorize the Chair to sign the contract on **Project #L-C-1027--73-11** for Vaughn DeLoss Construction, Spencer, Iowa, for a total of \$118,139.20. Carried.

Motion by Altena, second by Hach, to approve the contract of Stratford Gravel, Inc., Dayton, IA, creating a **stockpile** of gravel for Newell, Coon, and Providence Townships, for up to 45,000 ton at a cost of \$3.55/ton. Carried.

Motion by Hach, second by Altena, to approve and authorize the Chair to sign the contract of Barga, Inc., Mountain Lake, MN for rubberized **crack filling**, for a total of \$63,647.87. Carried.

Motion by Hach, second by Ringgenberg, to approve the underground utility permit for QWEST Communications, Omaha, NE, for a 50 pair telephone cable along 115<sup>th</sup> Ave. for service to Truesdale. Carried.

Motion by Merten, second by Ringgenberg, to approve the underground utility permit for QWEST Communications, Storm Lake, IA, for a communication cable along 40<sup>th</sup> Ave. to service 5844 40<sup>th</sup> Ave. Carried.

Motion by Hach, second by Arends, authorizing the Auditor to send a letter on behalf of **DD #83** Trustees, notifying the owner of the property in Section 17, Scott Township, to either lower the structure or remove the structure as it is obstructing the water flow. Carried.

Motion by Merten, second by Arends, to ask the Drainage watchman to check the first 500 feet of the **DD #34 Lat 5** ditch and take some shots to see if it is worth fixing. Carried.

Motion by Merten, second by Hach, to accept the low bid for weed chemicals submitted by Van Diest Supply Co., Webster City, IA, for 300 gallons of Hidep and 10 gallons of Milestone, at a cost of \$18.09 per gallon for Hidep and \$298.99 per gallon for Milestone. Carried.

Motion by Altena, second by Ringgenberg, to approve the Wellmark health insurance program renewal for FY'12 (binder agreement, customized options/services, and MSP addendum), and to authorize the Chair to sign. Carried.

Motion by Hach, second by Altena, to approve the minutes of the March 29 meeting, as corrected, and the following reports: March Central Iowa Detention Commission minutes, Sheriff's quarterly report (Jan-Mar), and GR/VA quarterly report (Jan-Mar). Carried.

Other topics discussed included: disposing of leaves and brush, Iowa Quality Initiative Structures Award, pony truss bridges, combining Weed Department and Conservation Department, and Vision Care Direct. (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/2011/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2011/meeting%20dates.htm))

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 12:10 p.m. until, Tuesday, April 12, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SIXTEENTH MEETING, 2011 SESSION (16)  
APRIL 12, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 12, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 Altena, second by Ringgenberg, to approve the **minutes** of the April 5 meeting, as printed, today's **claims approval list**, with the exception of the IDALS claim for \$200, which was denied, and the reduction to the Holiday Inn claim for \$92.96, due to a correction, and to approve the following **reports**: April Central Iowa Juvenile Detention Center minutes, and March 1, 10, and 23 Solid Waste Commission minutes. Carried.

Motion by Merten, second by Hach, to approve the contract with Allied Manatts Group, LLC, Charles City, Iowa, on **Project #STP-S-CO11(77)--5E-11**, for a total cost of \$905,925.15, and to accept the bond and certificate of insurance. Carried.

Engineer Jon Ites has discussed the **DD #193** tile relocation/reconstruction with Kuehl & Payer Engineering, and is satisfied with the plan. He understands that the plan isn't perfect, but it is the best that be done, due to the depth of DD #193.

Hach left the meeting.

Motion by Arends, second by Ringgenberg, to approve the plans for the modifications of **DD #193** by the City of Storm Lake. Ayes--Altena, Arends, Ringgenberg. Nays--None. Abstentions--Merten. Carried.

Motion by Merten, second by Altena, to approve the **Class C liquor license** application for Lake Creek Country Club, including outdoor and Sunday sales. Ayes--Altena, Arends, Merten, Ringgenberg. Nays--None. Carried.

Motion by Ringgenberg, second by Merten, to approve the proposal to combine the Weed Department and **Conservation** Department, submitted by Conservation Director Nate Young. Ayes--Altena, Arends, Merten, Ringgenberg. Nays--None. Carried.

Hach returned to the meeting.

Motion by Ringgenberg, second by Altena, to support the voluntary **annexation** of Meridian Manufacturing Group, Inc. to the City of Storm Lake. Ayes--Altena, Arends, Hach, Ringgenberg. Nays--Merten. Carried.

Motion by Hach, second by Ringgenberg, to table the decision on **Resolution #2011-04-12-A** CIJDC Business Line of Credit, pending approval of the County Attorney. Ayes--Altena, Arends, Hach, Ringgenberg. Nays--None. Abstentions--Merten. Carried.

Environmental Health/Zoning Director Kim Johnson informed the Board about two **septic systems** that are in failure, and discussed the options available.

**Supervisor reports:** Arends--Safety meeting and Department Head meetings met last week. IT Committee has talked to some Department Heads about potential people to be included on this committee, with R & D Industries as a consultant. The IT Director has a job description for a GIS person, and is working on the funding for this position.

The Board discussed **redistricting** and the committee that needs to be established by May 15. They will each be submitting names of individuals to select from.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 10:40 a.m. until, Tuesday, April 19, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SEVENTEENTH MEETING, 2011 SESSION (17)  
APRIL 19, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 19, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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

Engineer Jon Ites commented that Luke Johnson has been bailing the **Angier Pit**, and he would like to continue. Since there were no objections, the Board agreed for Johnson to continue bailing the Angier Pit.

Engineer Ites stated that his department would be sending out letters to some farmers about **encroachment** of road ROW. Farmers are getting worse about this, and by changing the back slope, they are causing drainage issues.

Engineer Ites has received another request from Dwight Young to **vacate** a road in Section 35 of Lee Township. The request is to vacate ¼ mile in the middle of a 1 ½ mile stretch.

Motion by Merten, second by Hach, to set a **letting** date for the salt storage as June 7, 2011, at 11:00 a.m. Carried.

Motion by Altena, second by Hach, to approve the underground utility permit for Iowa Lakes Electric Coop, Estherville, IA, for a 7200 volt single phase power line for replacement of existing overhead line, along 570<sup>th</sup> St., between Sections 17 and 20, Coon Township. Carried.

Engineer Jon Ites met with FEMA regarding the cleanup from the storms. So far, Ites has estimated cleanup costs of \$20,000 and expects a declaration to be made for this area.

Env Health/Zoning Director Kim Johnson met to discuss the flood plain map that needs to be published in the newspapers. The flood plain consists of 5,200 acres, with a population of 4, 2 houses and 9 other structures. The consensus was to publish the smaller map, due to the cost of publication.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chairman to sign Resolution #2011-04-12-A for the Central IA Juvenile Detention Center Line of Credit. Ayes: Altena, Arends, Ringgenberg. Nays: Hach. Abstentions: Merten. Motion carried.

#### **RESOLUTION NO. 2011-04-12-A**

**WHEREAS**, the Boards of Supervisors of Boone, Buena Vista, Calhoun, Floyd, Franklin, Greene, Hamilton, Hancock, Hardin, Humboldt, Iowa, Jasper, Kossuth, Mahaska, Marshall, Palo Alto, Poweshiek, Story, Tama, Webster, Winnebago and Wright Counties (collectively hereinafter the "Member Counties") in the State of Iowa have authorized and executed a certain agreement pursuant to Chapter 28E of the Code of Iowa (the "28E Agreement"); and

**WHEREAS**, the terms of the 28E Agreement provide for the creation of the Central Iowa Juvenile Detention Center ("C.I.J.D.C."), which is governed by a Commission (the "Commission") for the purpose of establishing and maintaining a juvenile detention facility and related services on behalf of the Member Counties; and

**WHEREAS**, the Commission of C.I.J.D.C., proposes to enter into a loan agreement (the "Loan Agreement") and borrow money in a principal amount not to exceed \$500,000 for the purpose of providing short-term, cash flow financing and maintaining a juvenile detention facility and related services; and

**WHEREAS**, it is necessary for the Board of Supervisors of each of the Member Counties to authorize C.I.J.D.C. to enter into the Loan Agreement;

**NOW, THEREFORE**, It Is Hereby Resolved by the Board of Supervisors of Buena Vista County (the "County"), as follows:

Section 1. The County hereby approves and authorizes C.I.J.D.C., acting through the Commission, to approve the Loan Agreement and to borrow money in a principal amount not to exceed \$500,000 for the purposes set forth in the preamble hereof. The County hereby ratifies and confirms any actions taken by C.I.J.D.C. to enter into the Loan Agreement.

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

Passed and approved April 19, 2011. BUENA VISTA COUNTY

/s/ Dale Arends, Chairperson, Board of Supervisors      Attest: /s/ Susan K. Lloyd, County Auditor



Motion by Merten, second by Hach to deny the request of **Compass Pointe**, to increase their funding in the current fiscal year, in the amount of \$3,368, the difference between their original request and the amount approved. Ayes: Altena, Hach, Merten, Ringgenberg. Nays: none. Abstentions: Arends. Carried.

Motion by Hach, second by Altena, to approve a 3% increase in **wages** for the following departments, effective July 1, 2011: Secondary Road employees, Env Health/Zoning, Veterans, General Relief, I.T., and Buildings/Grounds. Carried.

EMA Interim Director Aimee Barritt met to discuss the recent storm that affected BV County on April 9. The county experienced 2 EF2 tornadoes, and one straight line wind. Barritt has met with FEMA, and the County is being considered for 2 declarations from the Federal Government, for Public Assistance, and Individual Assistance. Barritt asked the Board to sign a **Local Disaster Declaration**. Most everyone has their home to go back to, and luckily there were no major injuries. Most home owners had insurance, and that has helped. Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign the Buena Vista County Local Disaster Declaration, and for the auditor to attest, declaring a local disaster declaration, asking for state assistance and mutual aid. Carried.

EMA Interim Director Aimee Barritt informed the Board that the County's **Hazard Mitigation Plan** has expired a year ago. There will be a meeting at the Sheriff's Department on May 9 to work on a new plan. The more people involved in the first meeting, will help with the soft match.

Motion by Ringgenberg, second by Hach to approve the **minutes** of the April 12 meeting, as printed, and the following **reports**: April 7 Board of Health minutes, Recorder's Report of Fees Collected (Jan-Mar), March 17 NWIPDC Policy Council minutes, March Clerk of Court Fees collected, and April 14 Buena Vista County Solid Waste Commission minutes. Carried.

**Supervisor reports**: Arends has a NW IA Planning & Development meeting and a RIDES meeting this week.

The Board discussed the appointment of a **Re-districting Commission** to draw supervisor district lines based upon the new census figures. Motion by Merten, second by Ringgenberg, to set the number of Re-districting Commission members at five. Carried. Motion by Merten, second by Altena, to allow compensation at the rate of \$15 per hour, and \$.47/mile. Carried.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 11:10 a.m. until, Tuesday, April 26, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
EIGHTEENTH MEETING, 2011 SESSION (18)  
APRIL 26, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 26, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Merten, 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

Motion by Merten, second by Ringgenberg, to authorize the IDOT to remove \$3,449.62 and \$1,528.58 from our **Farm to Market Fund** for testing. Carried.

Motion by Merten, second by Altena, to declare a 1954 International 6X6 wrecker, and a 1977 Lincoln welder as **excess equipment**, and to authorize the Engineer to advertise these items for sale, with a minimum bid on the wrecker of \$2,500. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the **underground utility permit** for Windstream Communications, Inc., Newton, IA, for placement of 326' of 200 pair and 8,611' of 100 pair copper along the north side of C29 for the grading project by Albert City. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **overhead utility permit** for Mid American Energy Co., Davenport, IA, for a 69,000 volt overhead electric line, along 100<sup>th</sup> Avenue, from the south line of Section 27, Washington Township, approximately 92' north to the County road ROW along C49 and 100<sup>th</sup> Ave. Carried.

Motion by Arends, second by Altena, to accept the Ziegler Cat quote for the 140M-2011 Tier 3 model **motorgrader**. Merten feels that we should go with the lower priced Tier 4 model from John Deere. Ayes: Altena, Arends, Ringgenberg. Nays: Merten. Carried.

Motion by Altena, second by Ringgenberg, approving the **Veterans Monument** plan, and stating they are fully supportive of the project. Carried.

Motion by Merten, second by Ringgenberg, to approve paying **Ida Services, Inc.** \$5,400, for our share of transportation charges for Buena Vista County clients that have been served. Carried.

The Chair opened the public hearing for the second 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 Altena, second by Merten, to approve the **FY'11 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

• Increase activity	1000	General Basic Fund (0001)	Dept 05	\$16,500
• Increase activity	1030	General Basic Fund (0001)	Dept 05	\$87,272
• Increase activity	1050	General Basic Fund (0001)	Dept 29	\$13,000
• Increase activity	1060	General Basic Fund (0001)	Dept 43	\$13,000
• Increase activity	3040	General Basic Fund (0001)	Dept 23	\$35,133
• Increase activity	3300	General Suppl. Fund (0002)	Dept 65	\$37,600

- Increase activity 6320 General Basic Fund (0001) Dept 98 \$2,000
- Increase activity 8000 General Suppl. Fund (0002) Dept 02 \$1,000
- Increase activity 8110 General Basic Fund (0001) Dept 07 \$5,000
- Increase activity 9020 General Basic Fund (0001) Dept 02 \$1,400
- Increase activity 9100 Jail Security Fund (0025) Dept 42 \$8,000
- Increase activity 0200 Secondary Road Fund (0020) Dept 20 \$525,000
- Increase activity 0210 Conservat'n. LAT Fund (0027) Dept 22 \$20,000
- Increase activity 0220 General Basic Fund (0001) Dept 05 \$46,300

Motion by Altena, second by Ringgenberg, to approve the minutes of the April 19 meeting, as printed, today's claims approval list, and the following reports: Co Attorney's Office Collections Quarterly Report (Jan-Mar), Farm to Market Road Fund Quarterly Statement (Jan-Mar), BVCS Early Childhood Iowa 3-County Board March minutes, and Storm Lake United March minutes. Carried.

Motion by Arends, second by Altena, concurring with the Board of Health in granting a new salary for Env Health/Zoning Director Kim Johnson, of \$45,000, as of July 1, 2011, and then applying the 3% increase on top of the new salary. Carried.

Motion by Merten, second by Ringgenberg, to contact our current auditing firm for a proposal for completing the County's 2011 audit, and starting January, 2012, after the organizational meeting, an RFP will be advertised for future contracts for auditing. Carried.

Motion by Ringgenberg, second by Merten, to appoint the following persons to the 2011 Buena Vista County Re-Districting Commission: Deb Langner & Geoff Ullerich (names submitted by the Democratic supervisors) and Lee Meyer, Nancy Sargent, & Dale Arends (names submitted by the Republican supervisors), their terms to expire 20 days following the date the county's supervisor district plan and corresponding precinct plan are approved or imposed by the Secretary of State. Carried. A letter will be sent requesting that the commission meet with the board on May 16, at 5:30 p.m. for orientation.

Other topics discussed included: County Attorney's Report of delinquent court debt collections, Iowa Drainage District Association update, Farm to Market Fund balance, motorgrader quotes, and Secondary Road report. 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/2011/meeting dates.htm>

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 12:20 p.m. until, Tuesday, May 3, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
NINETEENTH MEETING, 2011 SESSION (19)  
MAY 3, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, May 3, 2011 at 8:15 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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

Auditor Susan Lloyd reviewed the **Memorandum of Understanding** with Cerro Gordo County, regarding the Precinct Atlas Program used during elections. Cerro Gordo County developed the program and had worked with the prior Secretary of State to distribute the program free to the counties, and continued to maintain the program for law changes. The Secretary of State's Office is no longer going to be involved with the program, and in order to maintain the existing program and any future updates that are required, Cerro Gordo County is requesting a maintenance fee schedule in order to provide the necessary updates through June 30, 2013. The cost for FY'11 would be \$750 plus one cent for each active and inactive registered voter in the County, and for FY'12 and FY'13, the cost doubles to \$1,500 plus two cents for each active and inactive registered voter in the County. Motion by Ringgenberg, second by Hach, approving and authorizing the Chair to sign the Memorandum of Understanding with Cerro Gordo County for the use and maintenance of Precinct Atlas for FY'11, FY'12, and FY'13. Carried.

Env Health/Zoning Director Kim Johnson discussed the **Board of Adjustment** Districts, and how the Supervisors would like her to proceed to appoint a replacement for one, possibly two of its members. Since 1966, the members of the Board of Adjustment have been selected by Supervisor district. However, Johnson stated that they are not required to be chosen in that fashion. Johnson proposed a map, dividing the rural areas into 5 districts for the Board of Adjustment membership, which is described as: **District 1** - Commencing at the Northwest corner of Section 6, Brooke Township; Thence East, along the North line of said Section 6, Brooke Township and continuing East to the Northeast corner of Section 3 Barnes Township; Thence South, along the East line of said Section 3, Barnes Township and continuing South to the Southeast corner of Section 3, Washington Township; Thence West, along the South line of said Section 3, Washington Township and continuing West to the Southwest corner of Section 6, Nokomis Township; Thence North, along the West line of said Section 6, Nokomis Township and continuing North to the Northwest corner of Section 6, Brooke Township, also the Point of Beginning. **District 2** - Commencing at the Northwest corner of Section 2, Barnes Township; Thence East, along the North line of Section 2, Barnes Township, and continuing East to the Northeast corner of Section 2 Lee Township; Thence South, along the East line of said Section 2, Lee Township, and continuing South to the Southeast corner of Section 23, Grant Township; Thence West, along the South line of said Section 23, Grant Township, and continuing West to the Southwest corner of Section 23, Washington Township; Thence North, along the West line of said Section 23, Washington Township and continuing North to the Northwest corner of Section 2, Barnes Township, also the Point of Beginning. **District 3** - Commencing at the Northwest corner of Section 1 Lee Township; Thence East, along the North Line of said Section 1, Lee Township and continuing East to the Northeast corner of Section 1, Poland Township; Thence South along the East line of said Section 1, Poland Township and continuing South to the Southeast corner of Section 24, Coon Township; Thence West, along the South line of said Section 24, Coon Township and continuing West to the Southwest corner of Section 24, Grant Township; Thence North, along the West line of said Section 24, Grant Township and continuing North to the Northwest corner of Section 1 Lee Township, also the Point of Beginning. **District 4** - Commencing at the

Northwest corner of Section 7, Nokomis Township; Thence East, along the North line of said Section 7, Nokomis Township and continuing East to the Northeast corner of Section 10, Washington Township; Thence South, along the East line of said Section 10, Washington Township and continuing South to the Southeast corner of Section 34, Hayes Township; Thence West, along the South line of said Section 34, Hayes Township and continuing West to the Southwest corner of Section 31, Maple Valley Township; Thence North, along the West line of said Section 31, Maple Valley Township and continuing North to the Northwest corner of Section 7, Nokomis Township, also the Point of Beginning. **District 5** – Commencing at the Northwest corner of Section 26, Washington Township; Thence East, along the North line of said Section 26, Washington Township and continuing East to the Northeast corner of Section 25, Coon Township; Thence South along the East line of said Section 25, Coon Township and continuing South to the Southeast corner of Section 36 Newell Township; Thence West, along the South line of said Section 36, Newell Township and continuing West to the Southwest corner of Section 35 of Hayes Township; Thence North, along the West line of said Section 35 of Hayes Township and continuing North to the Northwest corner of Section 26 of Washington Township, also the Point of Beginning. Motion by Altena, second by Ringgenberg, to change the districts for membership on the Board of Adjustment per the map and description that Johnson proposed. Carried.

Motion by Hach, second by Altena, to approve and authorize the Chair to sign the tree removal claim for \$4,590.00 to be paid to J&N Farms Inc. for work done on **Jt. DD #14-42 Main Open Ditch**. Carried.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the April 26 meeting, as corrected, and the following **reports**: April 19 Board of Health minutes, Regional Transit Authority FY'10 Audit Report, NW Iowa Planning & Development Commission FY'10 Audit Report, and BV County Tourism Report. Carried.

Motion by Hach, second by Ringgenberg, to approve the contract for the Truss Roof System for the **salt/sand storage buildings**, from D&S Structures, DBA Fabra Dome, Audubon, IA, for a total of \$51,723.00. Carried.

**Traffic counts** have started by IDOT gathering data necessary to plan the future of Iowa's roadway systems.

**STP Funding** has to be adjusted by 2 million dollars in the next 3 years. Also, the **BROS Funding** will be dropping approximately \$75,000. Still have 3 projects in the works, and depending on the federal funding in the next 3 years, these projects might have to be adjusted.

Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Telecommunication Services, Inc., Newton, IA, for placement of 1,071' of 50 pair copper telephone cable on M27, near the Midwest Christian Childrens Home, north of C16. Carried.

**Secondary Road Report**—DD #64 drainage issue was discussed in Grant Township. A tile line has failed, and there is 5' of water in the ditch, and the field and road is saturated and seeping. The problem is how to fix the tile and get the water moving. Engineer doesn't want to fix it, since it shouldn't be the whole county paying for repairs on something they didn't cause. It is going to take action by the Board as trustees of DD #64. Engineer Ites suggested that the Board go out and look at the road, and then as trustees of the drainage district, talk to the neighbor to the north, and see if he can accommodate the water coming across from the pond.

Buildings/Grounds Supt. Steve Hammen reviewed the job description and ad for his new hire. Applications will be taken through May 27, with the actual start date to be around July 5.

Marilyn Monson reviewed the county tourism with the Board. The historic sites brochure is done, and has been distributed. All of the schools have been contacted three times about the Heritage Bus Tours, and she will be asking for an extension on the grant, since there is over \$600 left in the fund. Monson updated the Board on the Western Iowa Tourism meeting that was in Glenwood on April 20<sup>th</sup>. Her claim for reimbursement for mileage of \$48.96 and registration fee of \$20 was submitted.

Mike Jones, Vision Care Direct Representative, presented information to the Board about a new vision program. Vision Care Direct is a membership plan supported by eye doctors, and is not an insurance company. Motion by Hach, second by Altena, to change the County's eye care company to Vision Care Direct, to the Platinum Plan, \$130 frame or \$130 contact lens option, including \$180 progressive lens allowance, with the County to continue to pay the single premium only, and the employee to pay the additional fees for family coverage, effective August 1, 2011. Carried.

Steve Hammen discussed the starting day for the Veterans Monument project. According to the Veterans Monument Project Committee, they have contracts for June, to start cement work. Hammen doesn't want to start until after July 1, due to the ground conditions, Memorial Day ceremony, availability of the Secondary Road Department to remove the stones, and having funds in the new budget year. Hammen will attend the next committee meeting, and will report back to the Board of Supervisors on May 10.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:50 a.m. until, Tuesday, May 10, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTIETH MEETING, 2011 SESSION (20)  
MAY 10, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 10, 2011 at 8:30 A.M. in the Boardroom with Vice-Chairman Merten presiding, and the following members present: Altena, Hach, and Ringgenberg, and with Deputy Auditor Leigh Madsen 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

Building and Grounds Superintendent, Steve Hammen was present to discuss the Veterans Memorial project. Also present was Herb Crampton. Work on the grounds, removal of river rock, stones

and the light will begin after June 1<sup>st</sup>. A portion of the sidewalk will be relocated. The stones with the names will be transported to the site by a cart and will not damage the new sidewalks. Crampton commented that to date there are over 1,000 names.

Motion by Altena, second by Hach, to approve the minutes of the May 3 meeting, as printed. Carried. Motion by Ringgenberg, second by Altena, to approve today's claims approval list. **Reports:** Ringgenberg reported on the recent 3-County Empowerment Board meeting. There are several new regulations & changes that will be implemented.

Assessor Kathy Crocker was present to answer questions about the Web Design contract. Motion by Hach, second by Altena to authorize the Vice-Chair to sign the web design contract with Colorize contingent to including an additional statement referring to the 5 page web project proposal. Carried.

Motion by Hach, second by Ringgenberg to set the date for a Budget Amendment for May 31, 2011 at 8:30 a.m. Carried

Motion by Ringgenberg, second by Hach to authorize the chair to sign the contract with Hunzelman, Putzier & CO., PLC for the FY 11 Audit. Carried

Motion by Hach, second by Ringgenberg to appoint Rick Sievers to the Board of Adjustment. Carried.

Motion by Hach, second by Altena, to approve and authorize the Vice-Chairman to sign Resolution #2011-05-10-A presented by Cara Wessling of NW IA Planning & Development Commission for the Hazard Mitigation Plan. Carried.

#### **RESOLUTION 2011-05-10A**

A RESOLUTION OF THE BUENA VISTA COUNTY BOARD OF SUPERVISORS TO AMEND THE CONTRACT FOR DEVELOPMENT OF A MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN BETWEEN NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION AND BUENA VISTA COUNTY ENTERED INTO ON THE 21<sup>st</sup> DAY OF APRIL, 2009.

WHEREAS, Buena Vista County had previously entered into a contract with Northwest Iowa Planning & Development on April 21<sup>st</sup>, 2009 for services to assist in the development of a County Multi-Jurisdictional Hazard Mitigation Plan;

WHEREAS, the County received grant funds and Iowa Homeland Security and FEMA requires certain federal language to be include in all contracts associated with this grant;

NOW THEREFORE, it is hereby resolved by the Buena Vista County Board of Supervisors that the contract between Northwest Iowa Planning & Development Commission and Buena Vista County be amended.

Passed and approved this 10<sup>th</sup> day of May, 2011

/s/ Paul Merten Vice-Chairman, Buena Vista County Board of Supervisors

Attest: Leigh Madsen, Deputy Auditor, Buena Vista County

**ADDENDUM TO CONTRACT OF SERVICES BETWEEN NORTHWEST IOWA PLANNING & DEVELOPMENT COMMISSION & BUENA VISTA COUNTY, IOWA ENTERED INTO APRIL 21<sup>st</sup>, 2009 FOR**

## **THE DEVELOPMENT OF A MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN.**

### **SECTION 11. Termination for Cause**

This agreement may be terminated, for cause, by either party upon sixty (60) days written notice in the event of failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party.

### **SECTION 12. Termination for Convenience**

The performance of work under this contract may be terminated by either party in accordance with this clause in whole, or from time to time in part, whenever the determination is made that such determination is in the best interest of both parties. All reasonable costs associated with this contract and incurred up to the date of termination will be paid by the City. No payment will be made for work completed after termination of this contract.

### **SECTION 13. OMB Circular A-102 & 44 CFR Section 13.36(i) Contract Provisions**

Grantee and subgrantee contracts have a statutory requirement to include certain language in their contracts to be in compliance with 44 CFR Section 13.36 (i) Contract Provisions.

The following provisions must be addressed and/or identified in *ALL* contracts awarded for work as part of a mitigation grant (HMGP, FMA, and PDM).

(i) Contract provisions. A grantee's and subgrantee's contracts must contain provisions in paragraph (i) of this section. Federal agencies are permitted to require changes, remedies, changed conditions, access and records retention, suspension of work, and other clauses approved by the Office of Federal Procurement Policy.

(1) Administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as may be appropriate. (Contracts more than the simplified acquisition threshold)

(2) Termination for cause and for convenience by the grantee or subgrantee including the manner by which it will be effected and the basis for settlement. (All contracts in excess of \$10,000)

(3) Notice of awarding agency requirements and regulations pertaining to reporting.

(4) Notice of awarding agency requirements and regulations pertaining to patent rights with respect to any discovery or invention which arises or is developed in the course of or under such contract.

(5) Awarding agency requirements and regulations pertaining to copyrights and rights in data.

(6) Access by the grantee, the subgrantee, the Federal grantor agency, the Comptroller General of the United States, or any of their duly authorized representatives to any books, documents, papers, and records of the contractor which are directly pertinent to that specific contract for the purpose of making audit, examination, excerpts, and transcriptions.



(7)Retention of all required records for three years after grantees or subgrantees make final payments and all other pending matters are closed.

(8)Compliance with all applicable standards, orders, or requirements issued under section 306 of the Clean Air Act (42 U.S.C. 1857(h)), section 508 of the Clean Water Act (33 U.S.C. 1368), Executive Order 11738, and Environmental Protection Agency regulations (40 CFR part 15). (Contracts, subcontracts, and subgrants of amounts in excess of \$100,000)

(9)Mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (Pub. L. 94-163, 89 Stat. 871). [53 FR 8078, 8087, Mar. 11, 1988, as amended at 60 FR 19639, 19645, Apr. 19, 1995]

Grantee: County of Buena Vista

Northwest Iowa Planning and Development  
Commission

Date: 5-10-11

Date: 5-10-11

/s/ Paul Merten Vice-Chair, Buena Vista County Board of Supervisors

Attest: Leigh Madsen, Buena Vista County Deputy Auditor

/s/ Ted Kourousis

NWIPDC Executive Director

/s/ Jackie Huckfelt

NWIPDC Finance Officer

Motion by Hach, second by Altena, to approve and authorize the Vice-Chairman to sign **Resolution #2011-05-10-B** presented by Cara Wessling of NW IA Planning & Development Commission to authorize Wessling to execute the mitigation project on behalf of Buena Vista County. Carried.

#### STATE OF IOWA

#### DESIGNATION OF APPLICANT'S AUTHORIZED REPRESENTATIVE

#### **Resolution # 2011-05-10B**

Be it resolved by Buena Vista County that Cara Wessling, Planner NWIPDC,

is hereby authorized to execute on behalf of Buena Vista County, this mitigation project and to file it with Iowa Homeland Security and Emergency Management (HSEMD) for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (PL 93-288, as amended) and the Code of Iowa, Chapter 29c.

Passed and Approved this 10<sup>th</sup> Day of May, 2011.

/s/ Paul Merten

/s/ Carrie Wessling

Paul Merten Vice-Chair Buena Vista County Board of Supervisors

Cara Wessling, Planner

Attested:

Leigh Madsen

Leigh Madsen, Deputy Auditor

Dwight Young was present for hear the public. He discussed the closing of a road in Lee Township. An appointment with the Board has been set for the May 17, 2011 Board of Supervisors Meeting.

Engineer Jon Ites presented information from FEMA. The Board will need to appoint a primary contact person and an alternate contact. Ites discussed the requested road closure by Dwight Young. Ites received a request from Dick Christensen, Newell to accept concrete rubble. It was the consensus of the Board that the county does not have the need or funds to accept the rubble at this time.

There being no further business, motion by Altena, second by Hach, to adjourn the meeting at 11:15 a.m. until, Tuesday, May17, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FIRST MEETING, 2011 SESSION (21)  
MAY 17, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, May 17, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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

Genesis Executive Director Terry Johnson & Administrator Sandy Pingel presented their annual update. All of their homes are full. They have had an increased work demand. In comparing the first 4 months of this year with the same 4 months last year, they have seen a 50% increase in can redemption. Jack Links wanted more help. Sale of rain gauges has increased 12%. They are planning a memorial on the Friday before Memorial Day, to honor clients that have passed away. Johnson expects to see more not-for-profits going out of business, due to the condition of the state.

Treasurer Kathy Bach requested drainage tax abatements for parcel #08-14-328-001 on DD #67 for \$10, and parcel #000320000 on DD #34 for \$45.00. Motion by Hach, second by Altena, to abate the Drainage District #67 Assessment on parcel #08-14-328-001 for \$10, due to Iowa Code 1.4, Acquisition of Lands by United States, and parcel #000320000 for \$45.00, due to the fact that is it no longer a viable company or parcel. Carried.

The City of Sioux Rapids requested that the Board sign over the **Public Bidder Certificate** on parcel #03-07-134-001. The parcel has 2007 and 2008 taxes due and the City has a large city lien on the property of \$2,310.00. No abatements or compromises will be done, until the City has a tax deed issued to them. Motion by Hach, second by Merten, to assign Public Bidder Certificate #10-0206 on parcel #03-07-134-001 to the City of Sioux Rapids and to authorize the Chair to sign. Carried.

The Board discussed the **C65 project** with Engineer Jon Ites. IDNR received complaints on the project, investigated, and has now fined the County for these issues. Engineer Ites said they have done the same process for several years, and haven't had a problem. They will have to change their process in the future. The perimeter silt fence is in, but IDNR hasn't been back to investigate to make sure the work has been done correctly. Secondary Road will pay this fine, since they hold the NPDES permit.

Dwight Young requested the Board **close a road** in the NW ¼ Section 35 of Lee Township, that portion that adjoins his land. Motion by Merten, second by Ringgenberg, to direct the Engineer to advertise the vacation of a ½ mile stretch of road in the N ½ NW ¼ of Section 35, Lee Township. Carried.

Engineer Jon Ites has had an initial meeting and kickoff meeting with FEMA and Homeland Security for **DR 1977**, the tornado disaster declaration. Motion by Ringgenberg, second by Altena, to appoint Jon Ites as the Authorized Representative and Steve Wolf as Assistant for DR 1977. Carried.

Motion by Merten, second by Hach, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Regional Water, Spencer, Iowa, for boring a 1 ½" PVC service line under 500<sup>th</sup> St., between Sections 7 and 18 of Scott Township. Carried.

Motion by Merten, second by Hach, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, Iowa, for boring one cased 2" continuous PVC conduit under 500<sup>th</sup> St., between Sections 7 and 18 of Scott Township. Carried.

Engineer Jon Ites proposed a **salary** increases for his employees. The request was to increase the Maintenance Supt. from \$56,645 to \$59,345, increase Mechanic I from \$19.13 to \$19.91, Mechanic II from \$19.77 to \$20.82, and the Shop Foreman from \$20.76 to \$21.83. Merten would like to take this under advisement for a week.

**Secondary Road Report:** C29 concrete work is starting tomorrow, shoulders are pretty much done, he will check on them today. Work has started on Piercy's culvert. Asphalt work on C65 may start next week.

County Attorney Dave Patton discussed **juvenile detention** with the Board. Patton has talked to Juvenile Court Judge Mary Timko about how she determines where the juveniles are sent. Merten and Arends would like to see long term juveniles sent to Central Iowa Juvenile Detention Center, in Eldora, due to the cost of \$50 per day, compared to \$150 per day at Cherokee YES Center.

Motion by Hach, second by Altena, to approve the **minutes** of the May 10 meeting, as printed, and the following **reports:** Central Iowa Juvenile Detention, April Veteran Affairs Office production Report, BV VA Commissioners Board Meeting 3/10 and 4/7, April NWIPDC Policy Council minutes, April Clerk of Court Fees Collected, March Conservation Board minutes, April Conservation Board minutes, and Solid Waste Commission minutes of 4/14 and 5/10. Carried.

Arends updated the Board on the hiring of the **Emergency Management Director**. The Commission has hired Aimee Barritt, part-time, at the same hourly rate as the previous director, beginning Sunday, May 22, 2011.

Motion by Merten, second by Ringgenberg, authorizing sending a certified letter to Gary Niles, 3<sup>rd</sup> Judicial District Administrator, regarding the **juvenile detention**. Ayes: Altena, Arends, Merten, Ringgenberg. Nays: Hach. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:35 a.m. until, Tuesday, May 24, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-SECOND MEETING, 2011 SESSION (22)  
MAY 24, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 24, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Merten, 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

Sheriff Gary Launderville presented a request from his employees to **donate** some of their vacation and comp time to another employee who has exhausted almost all of their time, due to health issues. Motion by Merten, second by Altena, to allow county employees to donate in one hour increments, vacation, comp time, and float day hours, to a fellow employee who is in need of sick leave. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the **appointments** of Elizabeth D. LaPole and Kiyoko M. Balk, as Assistant County Attorneys, from May 16, 2011 through December 31, 2014, both at a salary of \$47,665.00. Carried.

Motion by Ringgenberg, second by Altena, to allow Shirley Johnson to carry over an additional 5 days of **vacation**, to be used up before the end of the current fiscal year. Carried.

**Secondary Road Report:** The main paving is done on C29; C65 is in the curing state now; the Lincoln Township bridge project is complete; the culvert in Grant Township, Section 8, is done; on M27, they are starting the removal of the structure; and their department is taking gravel quotes for hauling, to start soon.

Engineer Jon Ites asked the Board if they were ready to make a decision on his salary requests from last week. Ites reviewed how the rates were calculated and the explained the wage steps for the equipment operators. Motion by Ringgenberg, second by Arends, to approve the proposed **salary** adjustments within the Secondary Road Department, to increase the Maintenance Supt. from \$56,645 to \$59,345, increase Mechanic I from \$19.13 to \$19.91, Mechanic II from \$19.77 to \$20.82, and the Shop Foreman from \$20.76 to \$21.83, all effective July 1, 2011. Ayes: Altena, Arends, Ringgenberg. Nays: Merten. Carried.

CPC Dawn Mentzer reviewed the **Plains Area Mental Health** contract for FY'12. The only change in the contract was the service investment fee going away, the fee that was paid for the first 3 years. The Block Grant funding total will be \$75,000. There will be no increases in the rates charged for services. Motion by Merten, second by Altena, to approve and authorize the Chair to sign the Plains Area Mental Health contract for FY'12. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the IDHS Mental Health Center Affiliation naming the **Plains Area Mental Health Center** for FY'12. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the IDHS **Childrens Mental Health Services Contract** for FY'12. Carried.

CPC Dawn Mentzer reviewed the projected FY'12 Cost Report for Case Management services. The County is projected to receive \$217,700 for 7,816 units, for a fee of \$27.85 per 15 minute unit. Motion by Altena, second by Merten, to certify the **FY'12 Projected Cost Report**, and to authorize the Chair to sign. Carried.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of the May 17 meeting, as printed, the following **report**: FY'12 Cost Advisory Services, Inc. Cost Allocation Plan Report, and today's **claims approval list**. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Cigarette Permit** for Sparky's One Stop #16. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the application for a Class C **liquor license**, Living Quarters, Outdoor Service, and Sunday Sales for InnSpiration Bed & Breakfast and Vineyards, Linn Grove, Iowa. Carried.

Motion by Altena, second by Merten, to approve and authorize the Chair to sign the Certification Statement for the **CASI Cost Allocation Plan**. Carried.

A request was received from one employee to have their current **annuity** company added as a vendor for the County. The consensus was to not allow this addition, to have the employee contact the company and make their own arrangements.

**Supervisor Meeting updates**: Arends-reported information from the RIDES meeting that was held this week; Merten-attended the LIC meeting last night; Ringgenberg-has a Plains Area Mental Health Meeting tonight.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 10:55 a.m. until, Wednesday, May 25, 2011 at 12:00 p.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-THIRD MEETING, 2011 SESSION (23)  
MAY 25, 2011**

The Buena Vista County Board of Supervisors met in special session on Wednesday, May 25, 2011 at 12:00 P.M. in the Boardroom with Vice-Chair Merten presiding, and the following members present: Altena, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Arends and Hach

Vice-Chair Merten called the special meeting to order regarding the C65 project with Aaron Brees-Attorney for IDNR, Tom Roos (DNR), Julie Sievers (DNR), County Attorney Dave Patton, and County Inspector Tim Cavanaugh present. Vice-Chair Merten explained that the Board wanted a meeting with IDNR to talk about the Administrative Consent Order that the County received regarding the C65 road project, and to obtain more information from IDNR as to the extent of the problems.

Chairman Arends arrived at the meeting.

IDNR Officer Tom Roos reviewed the facts of the case, starting with the complaint received by the Field Office 3 alleging that the required sediment and erosion control measures were not in place. IDNR investigated the complaint, and met with County Inspector Tim Cavanaugh to review the requirements of General Permit No. 2 and the Project's Storm Water Pollution Prevention Plan. IDNR stressed that all storm water control measures needed to be in place prior to the onset of winter. In February, the IDNR received two more complaints against the project. After investigation of the complaints, a notice of violation letter was sent to the County detailing the findings of the investigation. The County did install silt fencing, but in April, IDNR found these control measures to be ineffective with the silt fences undermined and/or overtopped following the first significant rain event. IDNR stated that since the rain event, the County had made no effort to repair or replace the damaged control measures.

Arends asked IDNR Officer Roos if the rules and regulations had changed recently regarding these projects and dealing with storm water pollution prevention. IDNR Roos stated that the regulations had not changed for a project this size. The rules have been in place since the early 1990's.

Attorney Dave Patton asked IDNR if they expect that every night the silt fences are in the ditch, and IDNR Roos said that was part of the ballgame. If the contractors need to stop early in order to put the silt fences back up, then that is what they have to do. Roos commented that the whole site was worked up at once, instead of phasing a mile at a time. Patton stated this needs to be addressed in the contract.

IDNR Julie Sievers stated that the contractors all know the rules, and it is part of the plan and in the bidding documents. Arends commented if the contractors know the rules, then they should know if they remove the silt fences, they have to go back up at night, and they shouldn't have to be told to do so. They are putting the inspectors in a tough spot.

Merten asked about inspecting and how often it needed to be done. IDNR Roos stated that every seven days, the site needs to be inspected, and after a half inch of rain. Roos stated that he inspected the site this morning. He would like to sit down with Inspector Cavanaugh and go over the inspection logs. Patton asked how long the silt fences need to remain, and Roos stated that until the area is 70% vegetated. Roos stated that IDNR wants to know there is progress, and they want communication. When letters are sent by IDNR, they expect a response.

Merten asked about the penalty, and IDNR Attorney Brees stated that he wouldn't discuss it in the meeting, but would talk with County Attorney Dave Patton about it.

There being no further business, motion by Altena, second by Ringgenberg, to adjourn the meeting at 12:45 p.m. until, Tuesday, May 31, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FOURTH MEETING, 2011 SESSION (24)  
MAY 31, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, May 31, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 for the third FY'11 budget amendment. Notice was published as required. I.T. Director Patti Maymon and Building/Grounds Supt. Steve Hammen were present. Maymon briefed the Board on the virtualization project, which was the reason for the \$57,000 amendment. No written objections have been submitted and no objections were offered during the hearing. Motion by Merten, second by Hach, 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 0220 General Basic Fund (0001) Dept 52 \$57,000
- Increase total transfers (both in and out by 119,237) for a total of \$1,980,062 Carried.

Motion by Merten, second by Ringgenberg, to approve the minutes of the May 24 and May 25 meetings, as corrected, and the following reports: FY'10 Central IA Juvenile Detention Center Audit report. Carried.

Engineer Jon Ites presented the site monitoring report for the Hudson St. L.U.S.T. site. The site is still on the list for reporting, due to the plastic water line the city installed, across the street to the West.

Motion by Hach, second by Merten, to approve the gravel hauling quote received from J.W. Ready Mix & Construction, Inc., Sac City, Iowa, for \$4.71/ton for Area 1, \$3.66/ton for Area 2, and \$3.66/ton for the stockpile in the City of Newell, for a total of \$180,450.00. Carried.

Motion by Hach, second by Altena, to approve the quote from Mobile Crushing & Recycling, Inc., Oto, Iowa, for gravel crushing in the Whitney Pit, adding 60,000 ton to the site, at a cost of \$2.50/ton, for a total of \$150,000.00. Carried.

Motion by Merten, second by Altena, to approve the Class E liquor license, Class B Wine Permit, and Sunday Sales application for I & K Food Mart II, Inc., DBA Oasis Liquor. Carried.

Motion by Ringgenberg, second by Merten, to approve the liquor license application for Class C beer and Sunday Sales permit for I & K Food Mart II, Inc., DBA Pronto Market. Carried.

Motion by Altena, second by Merten, to approve the cigarette permit for I & K Food Mart II, Inc. Carried.

Motion by Merten, second by Ringgenberg, designating the Engineer or Board Chairman as the authorized signer on all FSA paperwork for all county farm property. Carried.

Engineer Jon Ites received a quote for the roof repair on the Linn Grove county shed building. They would like to seal the older portion of the roof. Motion by Hach, second by Altena, to approve the quote received from Bargaen, Inc., Mountain Lake, MN, to seal the old portion of the roof on the Linn Grove county shed building, for a total of \$5,706.33. Carried.

Engineer Jon Ites reported on the current balance of the Farm to Market Fund, estimated to be \$857,785 by the end of June, with 1.08 years of funding available. The County could borrow ahead, up to \$4.8 million.

Engineer Ites reviewed information regarding the letter received from Buena Vista County Soil & Water Conservation Commissioners about a soil loss complaint. Ites and a couple supervisors will meet with the commissioners on Friday to discuss the complaint.

Motion by Ringgenberg, second by Hach, to approve and authorize the Chair to sign the Delta Dental Eligibility form, making no changes to the current policy. Carried.



There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 10:20 a.m. until, Tuesday, June 7, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FIFTH MEETING, 2011 SESSION (25)  
JUNE 7, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 7, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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

Brian Dalziel, of **Iowa Lakes Corridor**, discussed the entrepreneurship programs that are available, such as the Junior Achievement Program, Be Your Own Boss Day, and Okoboji Entrepreneurship Institute. The Corridor is very unique, because they have entrepreneurship programs starting at kindergarten level and go through adult. Their programs help form the next generation of employers.

Motion by Merten, second by Hach, to approve and authorize the Chair to sign **Resolution #2011-06-07-A**, the **minor subdivision** request of Don G. Kestel and Gladys E. Kestel in Section 30, Hayes Township. Carried.

**RESOLUTION 2011-06-07--A**

**WHEREAS**, Don G. Kestel and Gladys E. Kestel have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE SOUTHWEST FRACTIONAL QUARTER (E ½ SW FRAC. ¼) OF SECTION 30, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southwest Fractional Quarter (SW FRAC. ¼) of said Section 30; Thence North 89° 50' 32" West, along the South line of said Southwest Fractional Quarter (SW FRAC. ¼), 438.00 feet; Thence North 00° 09' 28" East, 265.00 feet; Thence North 89° 50' 32" West, 168.14 feet; Thence North 00° 00' 00" West, 321.00 feet; Thence North 89° 50' 32" West, 504.00 feet; Thence South 00° 00' 00" East, 586.00 feet to the South line of said Southwest

Fractional Quarter (SW FRAC. ¼); Thence North 89° 50' 32" West, along said South line, 126.31 feet to the East line of Lot A in said Section 30; Thence North 00° 00' 00" West, along said East line, 2656.57 feet to the North line of said Southwest Fractional Quarter (SW FRAC. ¼); Thence North 89° 45' 03" East, along said North line, 243.00 feet; Thence South 00° 31' 26" East, 147.00 feet; Thence North 89° 45' 03" East, 254.00 feet; Thence South 00° 31' 26" East, 1636.00 feet; Thence South 89° 50' 32" East, 714.08 feet to the East line of said Southwest Fractional Quarter (SW FRAC ¼); Thence South 00° 31' 26" East, along said East line, 877.24 feet to the Point of Beginning.

Hereafter known as Lot B of Section 30, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 36.80 acres and is subject to all easements of record.

#### **DESCRIPTION LOT C**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER (SE ¼ SW FRAC. ¼) OF SECTION 30, TOWNSHIP 90 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 Southeast (SE) Corner of the Southwest Fractional Quarter (SW FRAC. ¼) of said Section 30; Thence North 89° 50' 32" West, along the South line of said Southwest Fractional Quarter (SW FRAC. ¼), 438.00 feet to the Point of Beginning; Thence North 00° 09' 28" East, 265.00 feet; Thence North 89° 50' 32" West, 262.00 feet; Thence South 00° 09' 28" West, 40.00 feet; Thence South 89° 50' 32" East, 250.00 feet; Thence South 00° 09' 28" West, 225.00 feet to the South line of said Southwest Fractional Quarter (SW FRAC. ¼); Thence South 89° 50' 32" East, along said South line, 12.00 feet to the Point of Beginning.

Hereafter known as Lot C of Section 30, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 0.30 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 B**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE SOUTHWEST FRACTIONAL QUARTER (E ½ SW FRAC. ¼) OF SECTION 30, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southwest Fractional Quarter (SW FRAC. ¼) of said Section 30; Thence North 89° 50' 32" West, along the South line of said Southwest Fractional Quarter (SW FRAC. ¼), 438.00 feet; Thence North 00° 09' 28" East, 265.00 feet; Thence North 89° 50' 32" West, 168.14 feet; Thence North 00° 00' 00" West, 321.00 feet; Thence North 89° 50' 32" West, 504.00 feet; Thence South 00° 00' 00" East, 586.00 feet to the South line of said Southwest

Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ); Thence North  $89^{\circ} 50' 32''$  West, along said South line, 126.31 feet to the East line of Lot A in said Section 30; Thence North  $00^{\circ} 00' 00''$  West, along said East line, 2656.57 feet to the North line of said Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ); Thence North  $89^{\circ} 45' 03''$  East, along said North line, 243.00 feet; Thence South  $00^{\circ} 31' 26''$  East, 147.00 feet; Thence North  $89^{\circ} 45' 03''$  East, 254.00 feet; Thence South  $00^{\circ} 31' 26''$  East, 1636.00 feet; Thence South  $89^{\circ} 50' 32''$  East, 714.08 feet to the East line of said Southwest Fractional Quarter (SW FRAC  $\frac{1}{4}$ ); Thence South  $00^{\circ} 31' 26''$  East, along said East line, 877.24 feet to the Point of Beginning.

Hereafter known as Lot B of Section 30, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT C**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER (SE  $\frac{1}{4}$  SW FRAC.  $\frac{1}{4}$ ) OF SECTION 30, TOWNSHIP 90 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 Southeast (SE) Corner of the Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ) of said Section 30; Thence North  $89^{\circ} 50' 32''$  West, along the South line of said Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ), 438.00 feet to the Point of Beginning; Thence North  $00^{\circ} 09' 28''$  East, 265.00 feet; Thence North  $89^{\circ} 50' 32''$  West, 262.00 feet; Thence South  $00^{\circ} 09' 28''$  West, 40.00 feet; Thence South  $89^{\circ} 50' 32''$  East, 250.00 feet; Thence South  $00^{\circ} 09' 28''$  West, 225.00 feet to the South line of said Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ); Thence South  $89^{\circ} 50' 32''$  East, along said South line, 12.00 feet to the Point of Beginning.

Hereafter known as Lot C of Section 30, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

are hereby accepted subject to the following if any: Lot C will be part of the Lot Currently owned by Paul M. Kestel and not a lot of its own.

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

#### **DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE SOUTHWEST FRACTIONAL QUARTER (E  $\frac{1}{2}$  SW FRAC.  $\frac{1}{4}$ ) OF SECTION 30, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ) of said Section 30; Thence North  $89^{\circ} 50' 32''$  West, along the South line of said Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ), 438.00 feet; Thence North  $00^{\circ} 09' 28''$  East, 265.00 feet; Thence North  $89^{\circ} 50' 32''$  West, 168.14 feet; Thence North  $00^{\circ} 00' 00''$  West, 321.00 feet; Thence North  $89^{\circ} 50' 32''$  West, 504.00 feet; Thence South  $00^{\circ} 00' 00''$  East, 586.00 feet to the South line of said Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ); Thence North  $89^{\circ} 50' 32''$  West, along said South line, 126.31 feet to the East line of Lot A in said Section 30; Thence North  $00^{\circ} 00' 00''$  West, along said East line, 2656.57 feet to the North line of said Southwest Fractional Quarter (SW FRAC.  $\frac{1}{4}$ ); Thence North  $89^{\circ} 45' 03''$  East, along said North line, 243.00 feet; Thence South  $00^{\circ} 31' 26''$  East, 147.00

feet; Thence North 89° 45' 03" East, 254.00 feet; Thence South 00° 31' 26" East, 1636.00 feet; Thence South 89° 50' 32" East, 714.08 feet to the East line of said Southwest Fractional Quarter (SW FRAC ¼); Thence South 00° 31' 26" East, along said East line, 877.24 feet to the Point of Beginning.

Hereafter known as Lot B of Section 30, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT C**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER (SE ¼ SW FRAC. ¼) OF SECTION 30, TOWNSHIP 90 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 Southeast (SE) Corner of the Southwest Fractional Quarter (SW FRAC. ¼) of said Section 30; Thence North 89° 50' 32" West, along the South line of said Southwest Fractional Quarter (SW FRAC. ¼), 438.00 feet to the Point of Beginning; Thence North 00° 09' 28" East, 265.00 feet; Thence North 89° 50' 32" West, 262.00 feet; Thence South 00° 09' 28" West, 40.00 feet; Thence South 89° 50' 32" East, 250.00 feet; Thence South 00° 09' 28" West, 225.00 feet to the South line of said Southwest Fractional Quarter (SW FRAC. ¼); Thence South 89° 50' 32" East, along said South line, 12.00 feet to the Point of Beginning.

Hereafter known as Lot C of Section 30, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 7<sup>th</sup> day of June, 2011.

/s/ Dale Arends, Chair. Board of Supervisors...../s/Susan K. Lloyd, Auditor

Merten left the meeting for a phone call.

Motion by Hach, second by Altena, to approve the underground utility permit of Peoples Telephone Co., Aurelia, IA, for a copper telephone cable, between Sections 31 and 32, Brooke Township, with boring under M27, to service 4770 20<sup>th</sup> Ave. Ayes: Altena, Arends, Hach, Ringgenberg. Nays: none. Carried.

Motion by Altena, second by Hach, to approve the underground utility permit for Iowa Lakes Regional Water, Spencer, IA, for a 1 ½" PVC service line under 480<sup>th</sup> St. between Section 5 of Lincoln Township, and Section 32 of Lee Township. Ayes: Altena, Arends, Hach, Ringgenberg. Nays: none. Carried.

Merten returned to the meeting.

Engineer Jon Ites presented an underground utility permit for the City of Storm Lake for an 8" water main from the Bel-Air Boat Ramp east along the north ROW line of Mallard Ave to Lot 2 of Bel-Air Subdivision. The consensus was to delay action on this permit until next week.

Motion by Merten, second by Altena, to approve the underground utility permit of Rembrandt Enterprises, Inc., Rembrandt, IA, for a 6" PVC Force Main under 140<sup>th</sup> Ave., between Sections 31 and 32, Lee Township, to service their west industrial lagoon. Carried.

Motion by Merten, second by Hach, to approve the **overhead utility permit** of Iowa Lakes Electric Coop, Estherville, IA, for a triplex between Sections 10 and 11 of Washington Township. Carried.

Engineer Ites received an **underground utility** request from the Southwest Area Sanitary Sewer District, to install a sanitary sewer line along county ROW. The Engineer has requested more information, due to the line drawings not giving enough information.

Engineer Ites received a request from Terry Galvin to carry over additional vacation, as his anniversary is the end of June. Motion by Altena, second by Merten, to approve the additional carryover of **vacation** for Terry Galvin, of 58 hours. Carried.

**WHO Radio Tractor Ride** will be coming through BV County on 2 routes, one of which is on M27, June 19-22. The other route will be on M54, through Marathon.

**Secondary Road Report**: On M27, the first culvert is being replaced; the River Bridge, in Lincoln Township, is complete, with seeding work to be completed today; the concrete overlay on C29 is done, the asphalt work is done, with shoulder work in town to be completed today; graveling started last week; M43 base lift done, and South Cove was finished Monday night; C65 base lift is being placed.

Ringgenberg asked Engineer Ites whether updates had been given to IDNR regarding the **C65** project, referring back to the February letter from IDNR. Ites said everything has been taken care of, and plan updates will be given to IDNR.

The time having arrived for the 11:00 a.m. **bid letting** on the salt/sand storage shed-concrete work, three bids were received: Christensen Brothers Inc., Cherokee, IA, \$148,340.00; Graves Construction Co., Inc., Spencer, IA, \$155,499.00; and Smith Concrete Service, Inc., Storm Lake, IA, \$95,000.00. Motion by Merten, second by Hach, to approve the low bid of Smith Concrete Service, Inc., Storm Lake, IA, for a total bid of \$95,000.00, subject to the Engineer's review. Carried.

Motion by Altena, second by Hach, to approve the **minutes** of the May 31 meeting, as corrected, today's **claims approval list**, and the following **reports**: April 27 BVCS Early Childhood Iowa 3-County Board minutes and May 12 BV County Solid Waste Commission minutes. Carried.

Motion by Hach, second by Ringgenberg, to authorize the Chair to sign the **Vision Care Direct** group application form. Carried.

Motion by Hach, second by Ringgenberg, authorizing the Chair to sign a cancellation letter to **VSP**, cancelling our current vision insurance, effective August 1, 2011. Carried.

Motion by Hach, 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 Merten, second by Ringgenberg, to **void and reissue** the following checks that have been lost: #227575-\$34.96 issued 8/3/10 to Jo Fitchett, #225529-\$9.99 issued 3/16/10 to Chris Eldred, #225550-\$30.23 issued 3/16/10 to Barb Hogrefe, #225959-\$25.97 issued 4/13/10 to Barb Hogrefe, #226294-\$16.50 issued 5/11/10 to Buena Vista Co. Sheriff, #227384-\$3,901.39 issued 7/20/10 to Dean's D&G Corp., #227126-\$9.20 issued 6/22/10 to Charlene Quirin, and #907522-\$153.00 issued 5/11/10 to Charlene Quirin. Carried.

Motion by Ringgenberg, second by Hach, to void the following checks and reissue to their respective funds: #905933-\$.92 issued 5/21/09 to Ronald Speers (Fund 0001), #907453-\$9.23 issued 6/25/10 to Ronald Speers (Fund 0001), #226940-\$76.00 issued 6/22/10 to Crysteel Truck Equipment, Inc. (Fund 0020), and #227702-\$455.00 issued 8/17/10 to Crysteel Truck Equipment, Inc. (Fund 0020). Carried.

Motion by Arends, second by Hach, to approve the claim submitted by Tim Speers, for labor on the medical examiner van, in the amount of \$175. Carried.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 11:52 a.m. until, Tuesday, June 14, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-SIXTH MEETING, 2011 SESSION (26)  
JUNE 14, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 14, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 and Deputy Auditor Barb Henrich reviewed the need for levies for several drainage districts. Motion by Merten, second by Ringgenberg, to approve and authorize the following levies due and payable 9/1/11, delinquent 10/1/11 with waivers allowed at 5% interest: **DD #20** – 14%-3 year waivers, **DD #51** – 58%-2 year waivers, **DD #79** – 18%-3 year waivers, **DD #93** – 71%-5 year waivers, **DD #102** – 169%-8 year waivers, **DD #151** – 25%-no waivers, **DD #177** – 100%-3 year waivers. Carried. Also, in **Jt. DD #181 LC, BR 976** – a 80% levy-3 year waiver, was approved by the JT. DD #181 LC, BR976 Board in September, 2010. Carried.

Motion by Merten, second by Hach, to authorize the County Attorney to enter into a **consent order** with IDNR on the proposed fine on the NPDES Permit on the C65 project on behalf of the County. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2011-06-14--A**, the **minor subdivision** request of Oscar Olson Estate, Citizens 1<sup>st</sup> National Bank, and Ed Sundholm in Section 17, Fairfield Township. Carried.

## **RESOLUTION 2011-06-14--A**

**WHEREAS**, the Oscar Olson Estate and Citizens 1<sup>st</sup> National Bank of Storm Lake and Ed Sundholm have presented a preliminary and final plat (of survey) on the following described property:

### **DESCRIPTION LOT A**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE NORTHEAST QUARTER (E 1/2 NE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northeast (NE) corner of the Northeast Quarter (NE 1/4) of said Section 17; Thence North 89° 05' 51" West, along the North line of said Northeast Quarter (NE 1/4), 412.13 feet to the Point of Beginning. Thence South 01° 02' 09" West, 1585.44 feet; Thence South 89° 05' 51" East, 412.13 feet to the East line of said Northeast Quarter (NE 1/4); Thence South 01° 02' 09" West, along said East line, 106.15 feet; Thence North 89° 06' 15" West, 1317.59 feet to the West line of the East half of said Northeast Quarter (E 1/2 NE 1/4); Thence North 00° 56' 56" East, along said West line, 1691.59 feet to the North line of said Northeast Quarter (NE 1/4); Thence South 89° 06' 26" East, along said North line, 908.03 feet to the Point of Beginning.

Hereafter known as Lot A of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 36.22 acres and is subject to all easements of record.

### **DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 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 Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of said Section 17; Thence South 89° 04' 08" East, along the North line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4), 800.00 feet; Thence South 00° 49' 40" West, 519.72 feet; Thence South 89° 04' 08" East, 516.45 feet to the East line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 00° 47' 37" West, along said East line, 109.08 feet; Thence North 89° 04' 08" West, 1316.52 feet to the West line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence North 00° 49' 40" East, 628.80 feet to the Point of Beginning.

Hereafter known as Lot B of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 12.84 acres and is subject to all easements of record.

### **DESCRIPTION LOT C**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Northeast (NE) corner of the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of said Section 17; Thence South 00° 47' 37" West, along the East line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4), 519.73 feet; Thence North 89° 04' 08" West, 516.45 feet; Thence North 00° 49' 40" East, 519.73 feet to the North line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 89° 04' 08" East, along said North line, 516.14 feet to the Point of Beginning.

Hereafter known as Lot C of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 6.16 acres and is subject to all easements of record.

#### **DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southeast (SE) corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1621.84 feet to the Point of Beginning. Thence continuing North 00° 47' 37" East, along said East line, 393.39 feet; Thence North 89° 04' 08" West, 1316.52 feet to the West line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 00° 49' 40" West, along said West line, 396.18 feet; Thence South 89° 11' 25" East, 1316.75 feet to the Point of Beginning.

Hereafter known as Lot D of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 11.93 acres and is subject to all easements of record.

#### **DESCRIPTION LOT E**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE SOUTHEAST QUARTER (E 1/2 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southeast (SE) corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1233.01 feet to the Point of Beginning. Thence North 89° 30' 37" West, 1317.00 feet to the West line of the East half of the Southeast Quarter (E 1/2 SE 1/4); Thence North 00° 49' 40" East, along said West line, 396.18 feet; Thence South 89° 11' 25" East, 1316.75 feet to the East line of said Southeast Quarter (SE 1/4); Thence South 00° 47' 37" West, along said East line, 388.82 feet to the Point of Beginning.

Hereafter known as Lot E of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 11.87 acres and is subject to all easements of record.

#### **DESCRIPTION LOT F**



**A TRACT OF LAND LOCATED IN SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1233.01 feet; Thence North 89° 30' 37" West, 1317.00 feet to the West line of the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4); Thence South 00° 49' 40" West, along said West line, 1228.45 feet to the South line of said Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4); Thence South 89° 18' 42" East, along said South line, 1317.72 feet to the Point of Beginning.

**Excepting therefrom** the following previously described parcel as it appears of record in Land Deed Book 48, on page 835 in the office of the Buena Vista County Recorder:

*"Starting at a point 124.6 feet west and 33.0 feet north of the southeast corner of Section 17, Township 92 North, Range 35 West, thence running West 121.5 feet; thence North 213.1 feet; thence East 213.1 feet; thence South 121.5 feet; thence southwesterly on the circumference of a circle with a radius of 91.6 feet (the said line being the property line to the northwest of the present highway rounded corner), to the point of beginning and containing one acres; all o the above described premises being in the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section Seventeen (17), Township Ninety-two (92) North, Range Thirty-five (35) West of the 5th P.M. in Buena Vista County, Iowa"*

Tract, exclusive of exception, shall hereafter be known as Lot F of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 36.22 acres (excluding exception) 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 A**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE NORTHEAST QUARTER (E 1/2 NE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northeast (NE) corner of the Northeast Quarter (NE 1/4) of said Section 17; Thence North 89° 05' 51" West, along the North line of said Northeast Quarter (NE 1/4), 412.13 feet to the Point of Beginning. Thence South 01° 02' 09" West, 1585.44 feet; Thence South 89° 05' 51" East, 412.13 feet to the East line of said Northeast Quarter (NE 1/4); Thence South 01° 02' 09" West, along said East line, 106.15 feet; Thence North 89° 06' 15" West, 1317.59 feet to the West line of the East half of said Northeast Quarter (E 1/2 NE 1/4); Thence North 00° 56' 56" East, along said West line, 1691.59 feet to the North line of said Northeast Quarter (NE 1/4); Thence South 89° 06' 26" East, along said North line, 908.03 feet to the Point of Beginning.

Hereafter known as Lot A of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 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 Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of said Section 17; Thence South 89° 04' 08" East, along the North line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4), 800.00 feet; Thence South 00° 49' 40" West, 519.72 feet; Thence South 89° 04' 08" East, 516.45 feet to the East line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 00° 47' 37" West, along said East line, 109.08 feet; Thence North 89° 04' 08" West, 1316.52 feet to the West line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence North 00° 49' 40" East, 628.80 feet to the Point of Beginning.

Hereafter known as Lot B of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT C**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Northeast (NE) corner of the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of said Section 17; Thence South 00° 47' 37" West, along the East line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4), 519.73 feet; Thence North 89° 04' 08" West, 516.45 feet; Thence North 00° 49' 40" East, 519.73 feet to the North line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 89° 04' 08" East, along said North line, 516.14 feet to the Point of Beginning.

Hereafter known as Lot C of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southeast (SE) corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1621.84 feet to the Point of Beginning. Thence continuing North 00° 47' 37" East, along said East line, 393.39 feet; Thence North 89° 04' 08" West, 1316.52 feet to the West line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 00° 49' 40" West, along said West line, 396.18 feet; Thence South 89° 11' 25" East, 1316.75 feet to the Point of Beginning.

Hereafter known as Lot D of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT E**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE SOUTHEAST QUARTER (E 1/2 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southeast (SE) corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1233.01 feet to the Point of Beginning. Thence North 89° 30' 37" West, 1317.00 feet to the West line of the East half of the Southeast Quarter (E 1/2 SE 1/4); Thence North 00° 49' 40" East, along said West line, 396.18 feet; Thence South 89° 11' 25" East, 1316.75 feet to the East line of said Southeast Quarter (SE 1/4); Thence South 00° 47' 37" West, along said East line, 388.82 feet to the Point of Beginning.

Hereafter known as Lot E of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT F**

**A TRACT OF LAND LOCATED IN SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1233.01 feet; Thence North 89° 30' 37" West, 1317.00 feet to the West line of the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4); Thence South 00° 49' 40" West, along said West line, 1228.45 feet to the South line of said Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4); Thence South 89° 18' 42" East, along said South line, 1317.72 feet to the Point of Beginning.

**Excepting therefrom** the following previously described parcel as it appears of record in Land Deed Book 48, on page 835 in the office of the Buena Vista County Recorder:

*"Starting at a point 124.6 feet west and 33.0 feet north of the southeast corner of Section 17, Township 92 North, Range 35 West, thence running West 121.5 feet; thence North 213.1 feet; thence East 213.1 feet; thence South 121.5 feet; thence southwesterly on the circumference of a circle with a radius of 91.6 feet (the said line being the property line to the northwest of the present highway rounded corner), to the point of beginning and containing one acres; all of the above described premises being in the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section Seventeen (17), Township Ninety-two (92) North, Range Thirty-five (35) West of the 5th P.M. in Buena Vista County, Iowa"*

Tract, exclusive of exception, shall hereafter be known as Lot F of Section 17, Township 92 North, Range 35 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 A**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE NORTHEAST QUARTER (E 1/2 NE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northeast (NE) corner of the Northeast Quarter (NE 1/4) of said Section 17; Thence North 89° 05' 51" West, along the North line of said Northeast Quarter (NE 1/4), 412.13 feet to the Point of Beginning. Thence South 01° 02' 09" West, 1585.44 feet; Thence South 89° 05' 51" East, 412.13 feet to the East line of said Northeast Quarter (NE 1/4); Thence South 01° 02' 09" West, along said East line, 106.15 feet; Thence North 89° 06' 15" West, 1317.59 feet to the West line of the East half of said Northeast Quarter (E 1/2 NE 1/4); Thence North 00° 56' 56" East, along said West line, 1691.59 feet to the North line of said Northeast Quarter (NE 1/4); Thence South 89° 06' 26" East, along said North line, 908.03 feet to the Point of Beginning.

Hereafter known as Lot A of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 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 Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of said Section 17; Thence South 89° 04' 08" East, along the North line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4), 800.00 feet; Thence South 00° 49' 40" West, 519.72 feet; Thence South 89° 04' 08" East, 516.45 feet to the East line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 00° 47' 37" West, along said East line, 109.08 feet; Thence North 89° 04' 08" West, 1316.52 feet to the West line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence North 00° 49' 40" East, 628.80 feet to the Point of Beginning.

Hereafter known as Lot B of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT C**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Northeast (NE) corner of the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of said Section 17; Thence South 00° 47' 37" West, along the East line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4), 519.73 feet; Thence North 89° 04' 08" West, 516.45 feet; Thence North 00° 49' 40" East, 519.73 feet to the North line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 89° 04' 08" East, along said North line, 516.14 feet to the Point of Beginning.

Hereafter known as Lot C of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southeast (SE) corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1621.84 feet to the Point of Beginning. Thence continuing North 00° 47' 37" East, along said East line, 393.39 feet; Thence North 89° 04' 08" West, 1316.52 feet to the West line of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4); Thence South 00° 49' 40" West, along said West line, 396.18 feet; Thence South 89° 11' 25" East, 1316.75 feet to the Point of Beginning.

Hereafter known as Lot D of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT E**

**A TRACT OF LAND LOCATED IN THE EAST HALF OF THE SOUTHEAST QUARTER (E 1/2 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southeast (SE) corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1233.01 feet to the Point of Beginning. Thence North 89° 30' 37" West, 1317.00 feet to the West line of the East half of the Southeast Quarter (E 1/2 SE 1/4); Thence North 00° 49' 40" East, along said West line, 396.18 feet; Thence South 89° 11' 25" East, 1316.75 feet to the East line of said Southeast Quarter (SE 1/4); Thence South 00° 47' 37" West, along said East line, 388.82 feet to the Point of Beginning.

Hereafter known as Lot E of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

#### **DESCRIPTION LOT F**

**A TRACT OF LAND LOCATED IN SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE 1/4 SE 1/4) OF SECTION 17, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southeast Quarter (SE 1/4) of said Section 17; Thence North 00° 47' 37" East, along the East line of said Southeast Quarter (SE 1/4), 1233.01 feet; Thence North 89° 30' 37" West, 1317.00 feet to the West line of the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4); Thence South 00° 49' 40" West, along said West line, 1228.45 feet to the South line of said Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4); Thence South 89° 18' 42" East, along said South line, 1317.72 feet to the Point of Beginning.

**Excepting therefrom** the following previously described parcel as it appears of record in Land Deed Book 48, on page 835 in the office of the Buena Vista County Recorder:

*"Starting at a point 124.6 feet west and 33.0 feet north of the southeast corner of Section 17, Township 92 North, Range 35 West, thence running West 121.5 feet; thence North 213.1 feet; thence East 213.1 feet; thence South 121.5 feet; thence southwesterly on the circumference of a circle with a radius of 91.6 feet (the said line being the property line to the northwest of the present highway rounded corner ), to the point of beginning and containing one acres; all o the above described premises being in the Southeast Quarter of the Southeast Quarter (SE 1/4 SE 1/4) of Section Seventeen (17), Township Ninety-two (92) North, Range Thirty-five (35) West of the 5th P.M. in Buena Vista County, Iowa"*

Tract, exclusive of exception, shall hereafter be known as Lot F of Section 17, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 14<sup>th</sup> day of June, 2011.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Susan K. Lloyd, Auditor

Env Health/Zoning Director Kim Johnson has received a **construction permit application** from Steve Kier, in Section 6, Newell Township, for the Phoenix site, extending his 2 buildings. Johnson also reviewed information regarding property division in Sections 9 and 16 of Poland Township, that will be requiring a **minor S/D hearing**, since there isn't a road that goes through there.

Engineer Jon Ites reported that he has signed the **FEMA** forms for the April 9, 2011 tornado, which includes: Category A, debris \$7,773.89, Category B, signs \$1,850.50, and Category C, signing \$1,316.73. These amounts include the Federal, State, and Local shares.

Engineer Jon Ites discussed the **Migratory Bird Treaty Act** that will affect construction contracts. During the time of April 1-July 15, if nesting birds are discovered where there will be construction work going on, the birds cannot be disturbed.

Engineer Jon Ites informed the Board that he has not received any quotes on either piece of **excess property** that he advertised to dispose of. Motion by Ringgenberg, second by Hach, allowing the County Engineer to negotiate for disposal of the wrecker and welder that were advertised as excess property. Carried.

Engineer Jon Ites received the **Detour Revocation Information Sheet** from IDOT for the M36 and M31 detour routes. Motion by Hach, second by Altena, to accept the report, and authorize the Engineer to sign the Revocation Report, for a total of \$21,203.01. Carried.

Engineer Jon Ites informed the Board that **fuel bids** were being accepted until June 17 for FY'12.

Motion by Merten, second by Ringgenberg, to set July 19, at 10:00 a.m. as the date and time of the public hearing on the **road vacation** hearing, for the road between sections 26 and 35 of Lee Township. Carried.

Motion by Merten, second by Altena, to approve the **underground utility permit** of Iowa Network Services, West Des Moines, IA, replacing existing fiber optic cable for 14 miles from 640<sup>th</sup> St. & M50 to 500<sup>th</sup> St. & M50, and for new cable from 520<sup>th</sup> St. & M50 west 2 miles and north to Evertek station in SE ¼ Section 19, Lincoln Township. Carried.

Motion by Ringgenberg, second by Hach, to approve the **underground utility permit** of Windstream Communication, Inc., Newton, IA, for 2 pair copper telephone cable to repair damaged service to 6120 190<sup>th</sup> Ave. owned by Bran Mahler. Carried.

Motion by Merten, second by Hach, to deny the **underground utility permit** of City of Storm Lake for an 8" water main to serve 4 residences in Bel Air Beach. Carried.

Motion by Merten, second by Hach, to deny the **underground utility permit** of the City of Storm Lake for an 8" water main from Lakeside westerly in south ditch along Mallard Ave to Lot 4, Block 2, Bel Air Beach. Carried.

Motion by Hach, second by Altena, to approve the underground utility permit for Mid American Energy, Carroll, IA, for an underground distribution line in the west ditch, 5' from ROW line of M54. Carried.

**Secondary Road Report:** C29-the in town shoulders are in place, and the rural shoulder work started this morning; C65, M43, and South Cove-the first lift is done, and they are starting the second lift; Section 17, Lincoln Township-the seeding was done last week; Section 7 & 8, Grant Township-the structure is in place, and the rough grading is done; M27-the contractor is backfilling culverts, and will be over on working days, due to the weather.

Veterans Affairs Director Gar Otto and Nurse Administrator Pam Bogue presented their proposal for room space in the East Richland Annex. Their proposal is to move General Relief and Catholic Charities into the former office space of the Naturalist. Nothing will be done until the Buildings/Grounds Supt. approves the assignment. Motion by Hach, second by Ringgenberg, approving the relocation of General Relief and Catholic Charities into the former Naturalist Office space. Carried

**Building/Grounds** Supt. Steve Hammen and Payroll Deputy Leigh Madsen met to discuss the change in work hours, salary for Hammen, and the new hire for the department. Hammen has hired a new employee, Jon Buss. Buss will start at \$13.50/hour with a .50 raise after 6 months.

Hours were discussed for the **Building/Grounds Department**. Hours for the Maintenance Technicians will be 43 hours per week, starting at 6:24 a.m. – 5:30 p.m. with a 2 hour lunch. Hours of work for the Maintenance Supt. will be 45 hours per week, starting at 6:30 a.m. – 5:30 p.m. with a 1.5 hour lunch. Hammen is asking that his salary drop to \$43,500, from \$43,800 for the current fiscal year, and is refusing any type of raise as of July 1. Hammen will also be an “exempt” employee starting after the hiring of his new employee.

Motion by Hach, second by Altena, to approve the hiring of Jon Buss to the Building/Grounds Department at the rate of \$13.50/hour, to start July 1, with a .50 raise after 6 months. Carried.

Motion by Arends, second by Ringgenberg, to approve the change in work hours for the Building/Grounds Department from 47.5 hours/week to 43 hours/week for the Maintenance Technicians, and 45 hours/week for the Building/Grounds Supt., effective July 1, 2011, and recognizing that the Supt. will become exempt . Carried.

Motion by Arends, second by Merten, to approve setting the salary for the Building/Grounds Supt. at \$43,500, effective July 1, 2011, with payout of comp time, calculated using his June salary rate, with half to be paid after July 1, and the second half to be paid after January 1, 2012. Carried.

Deputy Leigh Madsen stated that the **Personnel Handbook** references need to be amended with the changes to the hours of work in the Building/Grounds Department. Amendments will be developed and brought to the supervisors for approval on the June 21<sup>st</sup> meeting.

Tim Oswald, Piper Jaffray Managing Director, discussed the possibility of refinancing the Law Enforcement Center Bonds. The Board will take the information under advisement.

Motion by Hach, second by Altena, to approve the minutes of the 6/7 meeting, as corrected, and the following reports: May Central Iowa Juvenile Detention Center Report, May Buena Vista County Veteran Affairs Commissioners Board Meeting Report, May Veteran Affairs Office Production Report, May Conservation Board minutes, and June 3 BV County Solid Waste Commission Executive Board minutes. Carried.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 12:10 p.m. until, Tuesday, June 21, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-SEVENTH MEETING, 2011 SESSION (27)  
JUNE 21, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 21, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 Altena, second by Ringgenberg, to amend today's agenda by adding a fireworks permit application for Paul Merten, and to add an additional expense claim for \$56.00 payable to Storm Lake Postmaster. Carried.

Tim Pierce, Stille Pierce Pertzborn Insurance, met to review the county's insurance policy renewal for FY'12. The biggest share of the increase in premium comes from the Workers Comp policy. All of the rates have gone up on workers comp, and there was an increase in the modification factor. There is also an increase in the Ocean Marine Hull and Protection & Indemnity policy.

Harry Schaller, Trustee of the Southwest Area Sanitary Sewer District, met to review their current situation in developing their own sanitary sewer project, and their meetings with the City of Storm Lake. Schaller reviewed their project, and didn't request anything specific, but would like to know if the county would be able to help them. Hach asked the rest of the board for the consensus on helping the district, and Arends and Merten stated that they are listening to the residents of the district, and they want to stay in the county, so the Board is trying to do what they can to help them to do that. Basically, the district is asking for abatement, and Arends stated that the board will have to look at who benefits from this decision.

Motion by Merten, second by Altena, to approve the hiring of Eric Chase, as the GIS Coordinator for Buena Vista County, to start June 20, at a salary of \$35,000. Carried.



Jeff Heil, Northland Securities Inc., presented some ideas to the Board regarding the **Southwest Area Sanitary Sewer District's** request for help from the County. The Board has a few options to consider, which include: abatement of the county's portion of taxes, if there were hardship cases; subsidy type of program, either from a cash grant, or bonding; or creating an urban renewal area, due to economic development.

Jeff Heil also discussed refinancing of the **Law Enforcement Center bonds**. There would be a savings to the County to refinance these bonds, and Heil suggested that the Board make a decision soon. The Board will take this under advisement, and will make a decision at their 28<sup>th</sup> meeting.

Mike Rust discussed the voluntary annexation of the County road right-of-way, within the Bel Air Beach Plat, into the City of Lakeside. So far, 86% of the Bel Air Beach residents are in agreement to annex with Lakeside. The road to be included in the annexation would be Mallard, Perch, Bass, and Pheasant. Motion by Hach, second by Ringgenberg, to approve the voluntary **annexation** of the County road right-of-way within the Bel Air Beach Plat, which includes the streets of Mallard, Perch, Bass, and Pheasant, and to authorize the Chair to sign. Carried.

Brian Blomme, Kuehl & Payer Engineering, discussed **DD #34 Lat 5** problems. Lateral 5 is located in Sections 9, 10, 11, 15, 16, and 22, all in Lincoln Township. The open ditch serves as an outlet for the DD #58, DD #122, and DD #169 tile districts. Blomme has completed a preliminary visual field investigation and report. There are pipes that are reaching their 40 year life spans, over bank washes, sluffs along the banks, and there is a loss of vegetation on the banks. A lot of issues need to be taken into account, and if there is to be a full cleanout, it needs to be done right, so we don't have to do something again later. The supervisors asked about reclassification, and Blomme stated that if a major project is to be completed on a lateral within a Drainage District, the drainage law says that you shall reclassify and charge the project to only the lateral where work is to be done. The supervisors have the same decision as presented on the proposed project for DD #34, Lat 2. Drainage District No. 34 can be completely reclassified, or just Lateral No. 5 can be reclassified. A survey would need to be completed in order to supply the Board of Supervisors with a cost estimate for any proposed project. Board member Arends is to discuss preliminary findings and report with landowners within Lateral No. 5 to see if anyone is interested in signing a petition for cleanout.

Motion by Merten, second by Hach, to set July 12, at 8:30 a.m. for a **public hearing** on Steve Kier's construction permit application for the Phoenix facility, adding on to the existing turkey building. Carried.

Motion by Merten, second by Altena, to approve the **minutes** of 6/14, as printed, today's claims approval list, with the additional \$56 Postmaster claim, and the following **reports**: NW IA Regional Housing Trust Fund Accomplishments, May 24 Board of Health minutes, and May Clerk of Court fees collected report. Carried.

Motion by Hach, second by Merten to approve and authorize the Chair to sign the **fireworks permit** submitted by David & Paula Balder, Albert City, for July 3, with David Balder being responsible for all safety and liability. Carried.

Motion by Altena, second by Hach, to approve and authorize the Chair to sign the **fireworks permit** submitted by Robert Witzke, Newell, with Robert Witzke being responsible for all safety and liability. Carried.

Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign **the fireworks permit** submitted by Paul Merten, Storm Lake, for July 3<sup>rd</sup>, 4<sup>th</sup>, or 30<sup>th</sup>, with Paul Merten being responsible for all safety and liability. Ayes: Altena, Arends, Hach, Ringgenberg. Nays: None. Abstentions: Merten. Motion Carried.

Motion by Ringgenberg, second by Hach, to **void and reissue** check #227545-\$80 issued 7/23/10 to Verizon, as it has been lost. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign an amendment to the **Employee Handbook** (Section 4.3) hours of work for Buildings/Grounds Staff (43 hours/week) and Superintendent (45 hours/week); (Section 5.2) vacation pay for Buildings/Grounds staff (43 hours/week) and Superintendent (45 hours/week); (Section 5.3) sick leave for Buildings/Grounds Staff (8.6 daily hours, 10.75 monthly hours, 1,032 maximum hours) and Superintendent (9.0 daily hours, 11.25 monthly hours, 1,350 maximum hours), effective July 1, 2011. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2011-06-21-A**, combining the Conservation Department and Weed Department. Carried.

#### **Resolution No. 2011-06-21-A**

**Whereas**, the Buena Vista County Board of Supervisors is authorized and empowered to exercise any power and perform any function it deems appropriate to protect and preserve the rights, privileges, and property of the County or its residents and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of its residents;

**And whereas** the Board has determined that it's in the best interest of the County and its administration to combine the weed department and the conservation department;

**And whereas** the Board at its April 12, 2011 authorized the merger of those two departments under the direction of conservation director, currently Nate Young

#### **Therefore be it resolved:**

1. The Weed Department be combined with the Conservation Department;
2. The Weed Commissioner and all other Weed Department employees shall and hereby are employees of the Conservation Department;
3. The Weed Commissioner shall be hired by the Conservation Board or its director, as determined by the Conservation Board, subject to approval of the Board of Supervisors;
4. The direct supervision of day-to-day activities of the Weed Commissioner and sprayers will be the director of the Conservation Board;
5. The wage or salary of the Weed Commissioner shall be set by the Board of Supervisors;
6. Duties of the Weed Commissioner shall include an obligation to report monthly to the Board of Supervisors during each season where activities of the Weed Commissioner occur; and,
7. The Conservation Department shall continue to submit yearly budgets to the Board of Supervisors for approval.

Approved this 21<sup>st</sup> day of June, 2011.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Susan K. Lloyd, Auditor

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:35 p.m. until, Tuesday, June 28, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-EIGHTH MEETING, 2011 SESSION (28)  
JUNE 28, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 28, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 and Program Coordinator Lisa Meusburger reviewed activities of the **Extension Service**, including the Strengthening Families and Family Nutrition Programs. The 2010 Census showed an increase in population of 6,500, and the Extension Service challenge is in determining how to better serve those clients.

Recorder Shari O'Bannon discussed **passports** with the Board. An individual from the Federal Government has been here and performed an audit, which was successful, commenting that O'Bannon's office was the most proactive office they had seen. O'Bannon is 99% sure that BV County will be approved to continue with passports, but has receiving nothing in writing yet. O'Bannon has a bid for the remodeling needed in order to continue issuing the passports, at a cost of \$4,923. She will also need a color printer, and has found one that she can lease for \$47/month or can purchase for \$1,500.

Env Health/Zoning Director Kim Johnson presented information on a minor S/D request of Rick Sievers and Randy Richter in Section 2 of Newell Township. Motion by Hach, second by Ringgenberg, to approve **Resolution #2011-06-28-A**, the Minor S/D request of Rick Sievers and Randy Richter in Section 2, Newell Township, and to authorize the Chair to sign. Carried.

**RESOLUTION 2011-06-28-A**

**WHEREAS**, Rick and Pam Sievers have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT 1 OF LOT 2 OF LOT A**

**A PART OF LOT 2 OF LOT A IN THE NORTHEAST QUARTER OF THE NORTHWEST FRANCHIAL QUARTER (NE ¼ NW FRAC. ¼) OF SECTION 2, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

The North two hundred forty-seven and forty-six hundredths feet (N. 247.46') of Lot 2 of Lot A as it appears of record in Document 091224 in the office of the Buena Vista County Recorder.

Hereafter known as Lot 1 of Lot 2 of Lot A of Section 2, Township 90 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 2.66 acres and is subject to an easement for ingress and egress over the West one hundred thirty feet (W. 130') to provide access to Lot 2 of Lot 2 of Lot A, and to all other easements of record.

**DESCRIPTION LOT 2 OF LOT 2 OF LOT A**

**A PART OF LOT 2 OF LOT A IN THE NORTHEAST QUARTER OF THE NORTHWEST FRANCHIAL QUARTER (NE ¼ NW FRAC. ¼) OF SECTION 2, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Lot 2 of Lot A as it appears of record in Document 091224 in the office of the Buena Vista County Recorder, except the North two hundred forty-seven and forty-six hundredths feet (N. 247.46') thereof .

Hereafter known as Lot 2 of Lot 2 of Lot A of Section 2, Township 90 North, Range 35 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 1 OF LOT 2 OF LOT A**

**A PART OF LOT 2 OF LOT A IN THE NORTHEAST QUARTER OF THE NORTHWEST FRANCHIAL QUARTER (NE ¼ NW FRAC. ¼) OF SECTION 2, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

The North two hundred forty-seven and forty-six hundredths feet (N. 247.46') of Lot 2 of Lot A as it appears of record in Document 091224 in the office of the Buena Vista County Recorder.

Hereafter known as Lot 1 of Lot 2 of Lot A of Section 2, Township 90 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION LOT 2 OF LOT 2 OF LOT A**

**A PART OF LOT 2 OF LOT A IN THE NORTHEAST QUARTER OF THE NORTHWEST FRANCHIAL QUARTER (NE ¼ NW FRAC. ¼) OF SECTION 2, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Lot 2 of Lot A as it appears of record in Document 091224 in the office of the Buena Vista County Recorder, except the North two hundred forty-seven and forty-six hundredths feet (N. 247.46') thereof.

Hereafter known as Lot 2 of Lot 2 of Lot A of Section 2, Township 90 North, Range 35 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 1 OF LOT 2 OF LOT A**

**A PART OF LOT 2 OF LOT A IN THE NORTHEAST QUARTER OF THE NORTHWEST FRANCHIAL QUARTER (NE ¼ NW FRAC. ¼) OF SECTION 2, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

The North two hundred forty-seven and forty-six hundredths feet (N. 247.46') of Lot 2 of Lot A as it appears of record in Document 091224 in the office of the Buena Vista County Recorder.

Hereafter known as Lot 1 of Lot 2 of Lot A of Section 2, Township 90 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION LOT 2 OF LOT 2 OF LOT A**

**A PART OF LOT 2 OF LOT A IN THE NORTHEAST QUARTER OF THE NORTHWEST FRANCHIAL QUARTER (NE ¼ NW FRAC. ¼) OF SECTION 2, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Lot 2 of Lot A as it appears of record in Document 091224 in the office of the Buena Vista County Recorder, except the North two hundred forty-seven and forty-six hundredths feet (N. 247.46') thereof.

Hereafter known as Lot 2 of Lot 2 of Lot A of Section 2, Township 90 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 28<sup>th</sup> day of June, 2011.

/s/ Dale Arends, Chair. Board of Supervisors.....Auditor, Susan K. Lloyd

Motion by Merten, second by Altena, to accept the salt/sand storage contract for concrete work with Smith Concrete Service, Inc., Storm Lake, IA, for a total cost of \$95,000, and to authorize the Chair to sign. Carried.

Fuel quotes were received from First Coop and from Star Energy. Motion by Hach, second by Ringgenberg, to award FY'12 diesel fuel contracts for Alta, Linn Grove, Sioux Rapids, and Storm Lake to First Coop, Cherokee, IA, and the contracts for Marathon, Newell, and Rembrandt to Star Energy. Carried.

Engineer Jon Ites has received an offer of \$1,250 for the military wrecker, for preservation. Ites would like to counter offer for \$1,500, since the original estimate for value was \$2,500. The consensus of the Board was to counter offer for \$1,500.

Engineer Jon Ites attended the pre-construction hearing on the Vestal Street project, which is scheduled to start July 11.

Motion by Ringgenberg, second by Hach, to approve and authorize the Chair to sign the **fireworks permit** submitted by Teresa Jeppeson, Newell, for July 3, with Ellsworth Jeppeson Jr. responsible for all safety and liability. Carried.

Motion by Hach, second by Merten, to approve the **minutes** of 6/21, as printed, and the following **reports**: June Central Iowa Detention Commission minutes. Carried.

Altena left the meeting for a phone call.

Motion by Merten, second by Ringgenberg, to approve and to authorize the Chairman to sign **Resolution 2011-06-28-B** appropriating funds for FY'12 to departments at 100% per the FY'12 budget. Ayes: Arends, Hach, Merten, Ringgenberg. Nays: None. Carried.

#### **RESOLUTION 2011-06-28-B**

**WHEREAS**, it is desired to make appropriations for each of the different officers and departments for the fiscal year commencing July 1, 2011, in accordance with section 331.434 (Sec 6) 2011 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 2011-12 are hereby appropriated at 100% to the department or office listed in the 2011-12 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, 2011.

**Section 3.** In accordance with section 331.437 of the 2011 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 2011-12 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 FY2011-12 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, 2012.

**PASSED AND APPROVED**, June 28, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

Motion by Merten, second by Hach, to approve and to authorize the Chairman to sign **Resolution 2011-06-28-C** 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'12 budget. Ayes: Arends, Hach, Merten, Ringgenberg. Nays: None. Carried.

**RESOLUTION 2011-06-28-C**

**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, 2011 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 \$134,133.00 is ordered transferred from the General Basic Fund to the Secondary Road Fund with one-half the amount (\$67,066.50) transferred no earlier than July 1, 2011, and the last one-half transferred no earlier than January 1, 2012.

The sum of \$1,411,127.00 (Rural Basic levy) is ordered transferred from the Rural Services Basic Fund to the Secondary Road Fund (levy) with one-half the amount (\$705,563.50) transferred no earlier than July 1, 2011 and the last one-half transferred no earlier than January 1, 2012.

Section 2. The total maximum transfer from the General Basic Fund to the Secondary Road Fund shall not exceed \$134,133.00 (levy) and the total maximum transfer from the Rural Basic Fund to the Secondary Road Fund shall not exceed \$1,411,127.00 (levy) all for the fiscal year beginning July 1, 2011.

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'11 received by the county, estimated for budget purposes at \$432,000.

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 28, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

Altena returned to the meeting.

Motion by Ringgenberg, second by Merten, to approve and to authorize the Chairman to sign **Resolution 2011-06-28-D** regarding the designation of a portion of the FY'11 General Fund and Rural Fund ending fund balances (June 30, 2011) for the **Drive Trails and County Trail System**. Carried.

**RESOLUTION 2010-06-28-D**  
**Drive Trail & County Trail System**  
**Designated/Committed Ending Fund Balances**

**WHEREAS**, Buena Vista County included \$100,000 in its FY'11 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, 2011; 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'11 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'11; and,

**WHEREAS**, no Buena Vista County Trail projects have commenced as of June 30, 2011; and,

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

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

**NOW THEREFORE BE IT RESOLVED BY THE BUENA VISTA COUNTY BOARD OF SUPERVISORS**, that \$262,500 in the FY'11 General Basic ending fund balance, and, \$87,500 in the FY'11 Rural Basic ending fund balance, be considered and are hereby unreserved/designated and committed for the "signing" for the Drive Trail and the County Trail System projects associated with Project Awaysis.

**PASSED AND APPROVED** this 28 day of June, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

Motion by Altena, second by Merten, to approve and to authorize the Chairman to sign **Resolution 2011-06-28-E** regarding the designation of a portion of the General Fund ending balance (June 30, 2011) for the **FY'12 Capital Projects** expenditures. Carried.

**RESOLUTION 2011-06-28-E  
FY'12 Capital Projects  
Designated/Committed 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'11 and the remainder of those funds will be spent in FY'12,

**NOW THEREFORE BE IT RESOLVED**, by the Buena Vista County Board of Supervisors, that \$284,395.90 in the General Fund ending fund balance is hereby designated and committed for expenditure on Capital Projects only.

**PASSED AND APPROVED** this 28 day of June, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor



Motion by Hach, second by Altena, to approve and authorize the Chairman to sign **Resolution #2011-06-28-F** regarding the designation of a portion of the General Fund ending balance (June 30, 2011) for the Conservation Department, due to a grant received in June. Carried.

**RESOLUTION 2011-06-28-F  
FY'12 Conservation Program  
Designated/Committed Ending Fund Balance**

**WHEREAS**, Buena Vista County received a Buena Vista Community Foundation grant in June, 2011, for \$1,795.09, and deposited into the General Fund, and

**WHEREAS**, these funds were not expended in FY'11, but will be spent in FY'12,

**NOW THEREFORE BE IT RESOLVED**, by the Buena Vista County Board of Supervisors, that \$1,795.09 in the General Fund ending fund balance is hereby designated and committed for purchasing pond nets and GPS units for the Conservation Environmental Education Program.

**PASSED AND APPROVED** this 28<sup>h</sup> day of June, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

Motion by Hach, second by Ringgenberg, to accept Northland Securities as the financial advisor for the **refinancing** of the LEC bonds. Carried.

Motion by Merten, second by Ringgenberg, to accept the **Terrorism Coverage** on the Ocean Marine Policy for FY'12, at a cost of \$818. Carried.

Merten left the meeting.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:30 a.m. until, Tuesday, July 5, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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## BUENA VISTA COUNTY

APRIL-JUNE 2011

### CLAIMS LIST

A & A AUTOMOTIVE 2,611.56; A & M LAUNDRY, SERVICES INC 150.00; AAF INTERNATIONAL 254.14; AAF INTERNATIONAL 287.26; ACE BODY SHOP 225.00; ADAMS, JAMIE 320.00; ADVANCED PEST TECHNOLOGY 119.00; ADVANCED SYSTEMS, INC. 1,151.62; AFLAC 9,269.83; AG PARTNERS L.L.C. 4,444.63; ALBERT CITY CORP 3,900.00; ALBERT CITY FIRE DEPT 1,424.50; ALBERT CITY TRUESDALE COMMUNIT 6,510.00; ALBERT CITY, CITY OF 139.50; ALEXANDER HAMILTON INSTITUTE 26.50; ALLIANT ENERGY 12,438.33; ALPHA WIRELESS COMMUNICATIONS 1,018.24; ALTA BODY SHOP 80.00; ALTA COMMUNITY SCHOOL DISTRICT 6,660.00; ALTA CORP 3,900.00; ALTA MUNICIPAL UTILITIES 417.53; AMCOM SOFTWARE INC 975.00; AMERICAN LEGION POST 299 75.00; AMERICAN RED CROSS 680.00; ANDERSON, CODY 280.00; ANDERSON, EVERET 120.00; AR WE VA SCHOOLS 2,956.50; ARENDS, DALE 694.81; ARMSTRONG, CAROLYN 694.66; ARNOLD MOTOR SUPPLY 1,624.76; ARNOLD MOTOR SUPPLY 39.93; ARNOLDS PARK/OKOBOJI, FIRE & RESCUE 1,375.65; AUDIO THERAPY 203.50; AUEN, NANCY 14.40; B & W CONTROL SPECIALISTS 25,655.63; B V CO SECONDARY ROAD 4,736.78; B V CO SOIL CONSERVATION 1,500.00; B V COUNTY HEALTH DEPT 36,908.51; BACH, KATHLEEN 49.41; BALK, KIYOKO M 8.01; BARCO MUNICIPAL PRODUCTS, INC 254.71; BARGEN INC 65,216.10; BARNES GROUP INC 1,312.23; BILL ME LATER BUSINESS 264.41; BLACK, JAMES F 16.45; BLI LIGHTING SPECIALISTS 250.26; BLOYER, TODD 240.00; B-N- B IMPRINTING & PROMOTIONS 348.45; BOB BARKER COMPANY INC 140.26; BOB'S GARAGE & AUTO SALES 161.34; BODHOLDT BROTHERS 819.07; BODHOLDT, TONY 47.00; BOGUE, PAMELA L 172.90 ; BOMGAARS 1,946.58; BROADLAWNS MEDICAL CENTER 712.00; BROOKES PUBLISHING CO. 940.50; BUENA VISTA CO AUDITOR 2,770.71; BUENA VISTA CO TREASURER 45.00; BUENA VISTA CO. CONSERVATION 400.00; BUENA VISTA CO. SHERIFF 3,803.58; BUENA VISTA COUNTY 2,621.73; BUENA VISTA COUNTY EMS ASSOC 2,465.00; BUENA VISTA COUNTY FAIR 10,000.00; BUENA VISTA COUNTY JOURNAL 1,727.19; BUENA VISTA REGIONAL MEDICAL C 1,000.00; BUSINESS FORMS & SYS CO 557.03; BUSKE, RON 54.99; BV CO EMPLOYEE HEALTH FUND 236,419.16; BV CO EMPLOYEE HEALTH FUND 17,619.93; BV CO EMPLOYEE HEALTH FUND 5,517.05; BV CO/MUN DISASTER SERV 28,335.00; BV STATIONERY & PRINTING 27,354.19; BVRMC, FITNESS & HEALTH CENTER 343.20; CALHOUN COUNTY PUBLIC HEALTH 7,722.44; CALHOUN-BURNS & ASSOC INC 1,145.40; CANON FINANCIAL SERVICES 888.00; CAREFACTS 2,625.75; CARNINE, KIM M. 549.95; CARROLL CO COMMUNITY SERVICES 91.44; CARROLL COUNTY SHERIFF 27.00; CATALOG MARKETPLACE INC, DBA GLENDALE 192.10; CAVANAUGH, TIM 200.00; CCMS 1,281.00; CCUSO PRINT SHOP 500.00; CDW GOVERNMENT INC 9,322.37; CENTRAL IOWA DISTRIBUTING INC 928.51; CENTURY LAUNDRY DISTRIBUTING 609.38; CERRO GORDO COUNTY, %AUDITOR'S OFFICE 877.34; CERTIFIED POWER INC 2,817.94; CERTIFIED TESTING SERVICES INC 2,633.00; CHANNING L BETE COMPANY INC 392.70; CHARTER OAK-UTE SCHOOL 4,296.25; CHEROKEE COUNTY AUDITOR 2,735.00; CHEROKEE MENTAL HEALTH INST 50.00; CHILDRENS IMAGINATION STATION 3,510.00; CHINDLUND, ANN 220.90; CHRISTIANSEN, DIANE 54.18; CITIZENS COMMUNITY, CREDIT UNION 1,200.00; CITY OF SIOUX CITY, SIOUX CITY FIRE RESCUE 8,564.18; CLARINDA YOUTH CORP 770.45; CLAY COUNTY SHERIFF DEPARTMENT 112.50; COLLECTION SERVICES CENTER 1,699.32; COLOR-IZE INC 6,181.77; COMMUNITY BROADCASTING INC 375.00; COMPASS POINTE 3,750.00; CONSECO HEALTH INS CO 340.00; CONTROL SYSTEM SPECIALISTS LC 586.02 ; COOK, CINDY S. 27.50; COST ADVISORY SERVICES INC 3,850.00; COUNCIL AGAINST DOMESTIC ABUSE 2,250.00; COUNTY BINDERS INC 4,390.00; CRAWFORD COUNTY AUDITOR 89.59; CRAWFORD COUNTY HOME HEALTH & 38,283.16; CRIPPIN, DAVID 1,800.00; CRITTENTON CENTER 1,259.55; CRYSTEEL TRUCK EQUIP INC 1,205.70; CULLIGAN 139.70; CUNDIFF, GREG A 120.00; CYLINDER EXPRESS 39.50; DANIELS, TOM 110.00; DATAMAXX APPLIED TECHNOLOGIES 1,272.00; DELTA DENTAL PLAN OF IOWA 19,364.38; DES MOINES STAMP MFG CO 41.50; DEYTA LLC 270.00; DIAMOND MOWERS INC 226.75; DICKINSON COUNTY CPC 21.42; DICKINSON COUNTY SHERIFFS OFFI 28.00; DIRKS, LYNN 200.00; DISCOUNT SCHOOL SUPPLY 6,891.00; DIXON CONSTRUCTION CO 91,235.58; DOWDY, ED 200.00; DRIVER, CHERRI 46.53; EAST SAC COUNTY SCHOOLS 1,080.00; EAST SAC COUNTY SCHOOLS 1,560.00; EBERSOLE, GREG L 67.01; ECHO PLUS INC 1,277.50; EHLERS, DAN 8.46; ELECTION SYSTEMS & SOFTWARE 16,807.97; ELECTRONIC

ENGINEERING 1,086.40; EMC 28.83; EMC INSURANCE COMPANIES 2,500.00; EMMET COUNTY SHERIFF OFFICE 24.50; ESRI INC 4,400.00; FABRA DOME 42,273.00; FARBER & OTTEMAN 150.00; FAREWAY STORE 1,698.75; FASSLER, DAVID B 200.00; FASTENAL COMPANY 1,083.83; FERGUSON ENTERPRISES INC 128.20; FIBELSTAD, MARIE 9.50; FIDLAR TECHNOLOGIES INC 3,186.76; FILTER CARE OF NEBRASKA 631.20; FIRE PROOF PLUS INC 1,830.30; FIRST COOPERATIVE ASSOCIATION 79,491.65; FITZPATRICK AUTO CENTER INC 23,353.14; FLEET SERVICES 15,020.35; FLORIDA MICRO, INC 818.90; FLORIDA STATE UNIVERSITY 2,868.00; FORCE AMERICA 1,328.79; FORT DEARBORN LIFE INS COMPANY 515.50; FOUNDATION SMOKEFREE AMERICA 104.00 ; FRATZKE & JENSEN FUNERAL HOMES 1,400.00; FRENCH, TOM 110.90; FRONTIER 446.03; GALBRAITH, LLOYD F 156.66; GALVIN, TERRILL LYNN 200.00; GARBAGE HAULING SERVICE 969.00; GEISINGER, HAROLD 269.37; GENERAL SECURITY SERVICES CORP 151.90; GENESIS DEVELOPMENT 23,889.04; GIBBONS, JEFF, %DEE PEARCE 400.00; GILLESPIE, JODI K 185.00; GINGERBREAD HOUSE 2,000.00; GOODWILL INDUSTRIES INC 513.44; GRAHAM TIRE CO 5,462.36; GRIGGS ENVIRON STRATEGIES 792.00; GROUP SERVICES INC 43,881.75; GROWS GARBAGE SERVICE 360.00; GRP & ASSOCIATES 42.00; GRUBB, LYLE 1,149.86; GUERRA, PAULA 107.88; GWS FARMS INC 800.00; HABERMAN, JUDY 420.50; HACH, KEN 286.94; HALDIN, RICHARD 117.60; HALVERSON, WAYNE 200.00; HANCOCK CONCRETE PRODUCTS INC 32,588.22; HANSEN, HEIDI 12.88; HAROLD ROWLEY RECYCLE CENTER 47,170.50; HARTFORD LIFE INS CO 350.00; HAYNEEDLE 999.90; HIRSCHMAN AUTO SERVICE 28.00; HOLCOMB TRUCKS-SIOUX CITY 601.19; HOLIDAY INN DES MOINES AIRPORT 750.98; HOLIDAY INN DES MOINES-NW 504.00; HOWARD CENTER INC 258.14; HOYT, SANDRA K 153.00; HULTGREN IMPLEMENT CO 605.97; HULTGREN IMPLEMENT INC 11,000.00; HUMBOLDT COUNTY SHERIFF 18.00; HUNZELMAN PUTZIER & CO 250.00; HY-VEE FOOD STORE 100.00; HY-VEE INC 1,070.95; HY-VEE PHARMACY #1051 1,776.97; IA COUNTIES PUBLIC HEALTH ASSO, C/O TAMA CO PUBLIC HEALTH 75.00; IA STATE RESERVE LAW OFFICERS 15.00; IACCB 1,500.00; IACCV 50.00; ICEA 55.00; ICIT 100.00; IMMANUEL LUTHERAN PRE SCHOOL 1,380.00; IMMING, DOUGLAS 2,800.00; INDUSTRIAL BEARING SUPPLY 569.52; ING LIFE INS & ANNUITIES 39.00; ING LIFE INS & ANNUITY 1,850.00 ; INJOY PRODUCTIONS INC 1,523.55; INSIGHT DIRECT USA, INC 515.66; INSIGHT PUBLIC SECTOR 1,094.00; INSIGHT PUBLIC SECTOR INC 591.19; INST OF IA CERT ASSESSOR 285.00; INTERSTATE BATTERY SYSTM 467.80; IOWA CHAPTER IAAI, INC. 30.00; IOWA COMMUNITES POOL ADMIN 2,155.03; IOWA COMPUTER DEPOT 860.00; IOWA COUNTY ATTORNEYS ASSOCIAT 492.00; IOWA COUNTY ATTORNEY'S CASE, MANAGEMENT PROJECT 2,825.00; IOWA COUNTY RECORDERS ASSOC 70.00; IOWA DEPARTMENT OF NATURAL RES 350.00; IOWA DEPT OF HUMAN SERVICES 159,468.23; IOWA DEPT OF HUMAN SERVICES 114,782.54; IOWA DEPT OF HUMAN SERVICES 6,306.66; IOWA DEPT OF HUMAN SERVICES 15,562.12; IOWA DEPT OF NATURAL RESOURCES 25.00; IOWA DEPT OF TRANSPORTATION 3,815.25; IOWA DEPT PUBLIC SAFETY 2,718.00; IOWA LAKES CORRIDOR DEV CORP 10,000.00; IOWA LAKES ELECTRIC COOP 959.60; IOWA LAKES REGIONAL WATER 358.20; IOWA LAW ENFORCEMENT ACADEMY 860.00; IOWA PRISON INDUSTRIES 6,118.06; IOWA SECRETARY OF STATE 106.58; IOWA STATE ASSOC OF COUNTIES 350.00; IOWA STATE SHERIFFS & DEPUTIES 375.00; IOWA STATE UNIVERSITY, %BETH RICHARDS 630.00; IOWA WORKFORCE DEVELOPMENT 101.67; IOWA WORKFORCE DEVELOPMENT 125.00; IPERS 169,094.25; IPERS, ASSESSOR'S OFFICE 5,319.30; ISAC 662.00; ISACA 630.00; ISCTA 325.00; IVERSON, MICHELLE 59.69; J. F. BRENNAN CO. INC 5,825.00; J.W. CONSTRUCTION INC 187,432.11; JACKS UNIFORMS & EQUIPMENT 3,550.44; JACKSON, DONALD 12.22; JACOBS, PRESTON 200.00; JACOBSON SUPPLY, LLC 322.40; JANITORS CLOSET LTD 1,276.81; JCL SOLUTIONS-JANITORS CLOSET 279.32; JIM HAWK TRUCK TRAILERS INC 977.68; JOHNSON, CURT 200.00; JOHNSON, KIM 146.86; JOHNSON, SHIRLEY 80.80; JOHNSTON AUTOSTORES 243.35; JORDAN, ANNETTE L. 2,990.00; JT DIRECT INC 35.02; JULIUS CLEANERS 1,161.40; KESTEL, HAROLD J. 40.00 ; KESTEL, JEFF 14.10; KIDS WORLD INC 4,326.50; KIKNBAC AGRI-MART 88.67; KIMBALL-MIDWEST 903.69; KIRKHOLM, MARK 37.60; KISNER, JAMES 208.75; KLEEN SOLUTIONS INC 314.80; KNOLOGY 13,201.10; KOSTER, ANNETTE 1,730.64; KRYGER GLASS COMPANY 447.82; KUEHL & PAYER LTD 11,364.39; L & G PRODUCTS INC 147.40; LAB SAFETY SUPPLY INC 2,021.69; LAKE ELECTRIC SUPPLY 685.86; LAKESHORE CANVAS & LEATHER 7.00; LARSON OIL & DISTRIBUTING 5,943.95; LAUNDERVERILLE, GARY J 42.25; LEGISLATIVE SERVICES AGENCY 300.00; LETSCHES BIKE SHOP 509.96; LINN COUNTY PUBLIC HEALTH 120.00; LINN GROVE CORP 3,900.00; LINN GROVE, CITY OF 95.70; LLOYD, SUSAN 343.74; LOGISTIC SYSTEMS INC 8,159.00; LOVETINSKY, DANELLE 116.69; L-TRON CORPORATION 359.00; LUCHT, LARRY 10.34; LUKINS CONSTRUCTION LTD 10,472.00; LUNDELL CONSTRUCTION CO INC 1,878.42; MACK HANSEN GADD ARMSTRONG & B 610.00; MADSEN, LEIGH 161.08; MAGELLAN

HEALTH SERVICES, ATTN: TENNIE THOMPSON 586.86; MAIL SERVICES LLC 1,097.07; MAINSTAY SYSTEMS INC 237.00; MALLARD VIEW INC 3,036.00; MANGOLD ENVIRON TESTING INC 570.00; MARATHON CORP 3,900.00; MARATHON, CITY OF 493.44; MARRIOTT WEST DES MOINES 282.24; MARSHALL CO SHERIFFS OFFICE 45.00; MARSHALL, RICH 400.00; MARTIN EQUIPMENT ILLINOIS INC 623.55; MARTIN MARIETTA MATERIALS 8,215.01; MARTIN, JOAN REILING 98.70; MARTINS FLAG CO 150.29; MASON, MONA 6.54; MASTERCARD 8,309.69; MATT PARROTT/STOREY KENWORTHY 52.51; MATURA ACTION COOPERATION 4,000.00; MAYMON, PATTI 147.58; MC CLURE, DONALD 95.95; MC GOWAN, BRUCE 200.00; MCCORD MANOR 200.00; MECHURA ELECTRIC, INC 3,508.77 ; MEDLINE INDUSTRIES INC 356.00; MEEVES, DENISE 36.59; MENARDS - SPENCER 1,050.00; MENTZER, DAWN 165.44; MERCY MEDICAL CTR-SIOUX CITY 70.00; MERTEN, PAUL 287.30; MEYER, RICK 39.48; MEYER, ROGER 39.48; MEYER, TERRY 400.00; MID AMERICAN ENERGY 15,018.76; MID IOWA SALES 424.47; MID SIOUX OPPORTUNITY INC 28,535.36; MIDDENDORFF WELL COMPANY INC 430.50; MIDWEST CONTRACTING LLC 77,108.21; MIKES LAWN SERVICE INC 810.39; MILLER CONSTRUCTION & COMPANY 734.50; MILLER, JEAN 48.95; MIRACLE RECREATION EQUIP CO. 11,515.00; MLS LANDSCAPE AND DESIGN INC 1,385.10; MOBILE CRUSHING & RECYCLING 32,142.50; MOCIC 150.00; MONSON, MARILYN 67.94; MORTENSEN, DAVE 10.81; MORTON, WILLIAM E. 200.00; MPH INDUSTRIES INC 362.00; NAED 50.00; NAGENGAST, JODY 19.09; NAPA AUTO PARTS 397.32; NATIONWIDE RETIREMENT SOLUTION 2,934.00; NEHA COMMUNICATIONS 245.00; NEW DIRECTIONS MENTAL HEALTH, COUNSELING CENTER 230.00; NEW OPPORTUNITIES INC 2,721.60; NEW SIOUX CITY IRON CO 1,347.55; NEWELL AMBULANCE SERVICE 220.28; NEWELL CHILDREN'S CENTER 1,000.00; NEWELL CORP 3,900.00; NEWELL, CITY OF 99.00; NEWS, BELL, TIMES, PATRIOT 5.26; NIKKEL & ASSOC INC 23,409.20; NMC EXCHANGE LLC 228.62; NOLL, RICHARD 200.00; NORTH LAKE TRUCK REPAIR 4,011.15; NORTHERN IA CONST PRODUCTS 954.00; NORTHERN LIGHTS FOODSERVICE 7,633.48; NORTHLAND IT SOLUTIONS INC 3,240.00; NORTHWEST AGING ASSOCIATION 2,689.75; NORTHWEST DISTRICT OF ASSESSOR 300.00; NW IA PLANNING & DEV COM 1,900.00; NW IA YOUTH EMERGENCY SERVICES 31,500.00; ODEBOLT ARTHUR PRESCHOOL 336.00; OFFICE DEPOT 72.86; OFFICE ELEMENTS 10,149.60; OFFICE SYSTEMS COMPANY 1,780.54; OHIO NATIONAL 2,677.50 ; OHRTMAN, MARY 37.13; OLSEN WELDING & MACHINE 6,302.59; O'MALLEY'S SOFT WATER 8,840.00; OMG MIDWEST INC 287,958.99; OPEN ARMS PRESCHOOL 2,565.00; ORAL SURGERY ASSOCIATES P.C. 640.00; O'REILLY AUTOMOTIVE INC 702.12; ORIENTAL TRADING 142.90; OTTO, GARLAND 247.42; OVERMOHLE, MIKE 160.44; PATTON LAW OFFICE 18,344.98; PATTON, DAVID L 80.50; PB ELECTRONICS INC 2,405.00; PEDERSEN FARMS 1,200.00; PEPPERBALL TECHNOLOGIES INC 999.99; PETERS, MARILYN 352.50; PETERSON RENTALS 200.00; PETTY CASH 42.53; PETTY CASH HEALTH DEPT 30.96; PICTOMETRY 14,258.46; PILOT TRIBUNE 2,059.34; PITNEY BOWES INC 1,335.00; PITNEY BOWES INC 588.12; PITNEY BOWES RESERVE ACCOUNT 16,683.23; PLAINS AREA MENTAL HEALTH INC 8,924.40; POCAHONTAS CO SHERIFF 91.00; POLK COUNTY SHERIFF'S OFFICE 65.40; POSTMASTER 1,557.70; POSTMASTER SAC CITY 264.00; PRO COOPERATIVE 750.00; PROBUILD - STORM LAKE 201.17; PROFESSIONAL RESCUE INNOVATION, ATTN: JERRY R ESLICK 1,000.00; PSYCHIATRY, LEE & ASSOCIATES 88.00; PURCHASE POWER 209.13; QUILL CORPORATION 410.49; QWEST 2,225.86; QWEST 58.93; R & D INDUSTRIES INC 77,642.60; RAD SOFTWARE 144.00; RASMUSSEN FORD MERCURY INC 822.33; REBNORD TECHNOLOGIES INC 3,517.86; REDENBAUGH, PHIL 55.00; REGENNITTER, JACQUELINE 69.76; REGIONAL TRANSIT AUTHORITY 4,970.00; REMBRANDT CORP 3,900.00; REMBRANDT, CITY OF 941.58; RICE, RICHARD 10.34; RICHARDS CONSTRUCTION CO INC 14,841.90; RICHMOND CENTER, THE 399.73; RIDES 650.00; ROHLFSEN, ROBERT 229.90; RON'S AUTOMOTIVE 165.12; SAC COUNTY HEALTH SERVICES 21,989.84; SAC COUNTY SHERIFF 42.00 ; SANKEY, WILLIAM 67.00; SANOFI PASTEUR INC 325.80; SASSMAN, JEAN L 60.00; SCHMIT, JOHN 154.00; SEASONS CENTER 762.85; SECONDARY ROAD FUND 531.00; SECRETARY OF STATE 120.00; SECURITY TRUST 38,892.00; SECURITY TRUST & SAVINGS BANK 309.55; SECURITY TRUST &, SAVINGS BANK 139,425.67; SECURITY TRUST &, SAVINGS BANK 142,394.57; SEILER PLUMBING HEATING INC 12,980.64; SELLECK, JAMES 247.60; SHARE CORP 1,405.20; SIEGEL DISPLAY PRODUCTS 6,857.40; SIEVERS, ALYSON 23.16; SILK SCREEN INK LTD 2,115.55; SIOUX CENTRAL COMM SCHOOL DIST 300.00; SIOUX CENTRAL COMMUNITY SCHOOL 300.00; SIOUX CITY FOUNDRY CO 10,082.07; SIOUX CITY TRUCK AND TRAILER I 222.38; SIOUX LUMBER 1,202.57; SIOUX RAPIDS CORP 3,900.00; SIOUX RAPIDS HISTORIAL ASSOC 396.00; SIOUX RAPIDS, CITY OF 55.64; SIOUX RAPIDS, CITY OF 253.52; SIOUX SALES CO 1,070.00; SLIEFERT FUNERAL HOMES INC 2,800.00; SMALL, JULIE 108.57; SMITH, CINDY 11.52; SMITH, JOYCE 200.00; SMITH, TIFFANY 6.58; SPEERS, TIM 30.02; SPENCER POLICE DEPARTMENT 61.44; SPICK, MEGAN

R 178.50; SR--SNOOK'S CARPET & FURNITURE 2,790.09; ST MARYS PRESCHOOL 4,945.00; ST MARYS SCHOOL 57.40; ST ROSE OF LIMA PRESCHOOL 2,400.00; ST. PAUL HELPING HANDS PRESCHL 900.00; STA-MEL ENTERPRISES INC 5,756.31; STANTON ELECTRIC INC 1,488.11; STAPLES CREDIT PLAN 1,857.42; STAPLES CREDIT PLAN, 6011 1000 5224 324 351.58; STAR ENERGY LLC 15,880.38; STILLE PIERCE & PERTZBORN 59,067.00; STORM LAKE ACE HARDWARE 683.84; STORM LAKE CAB CO 1,535.00; STORM LAKE CEMETERY 400.00; STORM LAKE CORP 11,700.00; STORM LAKE HYDRAULICS 1,891.38; STORM LAKE MLS 45.00; STORM LAKE TIMES 3,248.65; STORM LAKE TRUCK & TRAILER 35.28 ; STORM LAKE UNITED DEVELOPMENT 5,000.00; STORM LAKE, CITY OF 55,671.51; STOUGHTON, ROBERT 63.96; STRAND, DAVE 134.77; STRATFORD GRAVEL INC 159,750.00; SUNDBLAD, GREG 103.32; SUNSHINE SERVICES INC 1,168.62; SUNSHINE SERVICES OF IA INC 167.25; SUPER 8 MOTEL 115.32; TASC 13,196.48; TEMPLE ALUMINUM FOUNDRY INC 744.74; TESSIER'S INC 2,080.00; THE PRIDE GROUP INC 4,450.96; TIMI JORDISON PSYCHOLOGICAL SV 192.00; TMDE CALIBRATION LABS, INC 428.75; TRANS-IOWA EQUIPMENT 2,618.90; TREASURER STATE OF IOWA 11,720.19; TREASURER STATE OF IOWA 1,913.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 53,036.00; TRI STATE PAVING 112,829.69; TRIMARK CENTRAL BILLING 261.00; TRIMESTER INC 205.00; TRUEMAP CORPORATION 412.50; TWIN CITY REPORTERS 332.15; TYLER TECHNOLOGIES 43,243.20; U S POSTAL SERVICE 255.60; U.S. BANCORP EQUIP FINANCE INC 350.73; UNIFORM DEN, INC 125.48; UPPER DES MOINES OPPTY 4,250.00; VA CENTRAL IA HEALTH CARE TO 430.00; VAN DER LINDEN, KATIE 108.95; VAN DIEST SUPPLY COMPANY 1,494.85; VANGUARD APPRAISALS INC 2,210.00; VAUDT, TRAVIS 300.00; VAUGH DELOSS CONSTRUCTION 37,374.10; VEIT STEPHEN J. M.D., P.C. 116.00; VERIZON WIRELESS 3,348.97; VERIZON WIRELESS 150.00; VERMEER SALES & SERVICE 148.69; VETTER EQUIPMENT CO 1.50; VINYL PRODUCTS MFG INC 296.40; VISA 6,319.63; VISION SERVICE PLAN 5,551.27; VISTA PAINTS 112.90; VOGEL TRAFFIC SERVICES INC 26,702.50; WALMART COMMUNITY/GEMB 3,134.83; WARKENTIN, LUKE 200.00; WEBB WIRELESS 504.63; WEE CARE PRESCHOOL 1,755.00; WEILAND, MARY 97.06; WELLMARK BLUE CROSS & BLUE SHI 211,684.00; WEST PAYMENT CENTER 3,529.99; WETHERELL SAND & GRAVEL 121.75; WHITE, RON 70.56 ; WIGGINS, DAVID E 120.00; WILEY, DAVID 159.56; WILLIAMS SHOOTERS SUPPLY, INC 2,415.20; WILLSON & PECHACEK, P.L.C 361.00; WILSON & PECHACEK 481.00; WINDSTREAM 1,448.36; WINDSTREAM COMMUNICATIONS, ATTN:CABS 205.14; WOGAHN, RUTH 351.22; WOODBURY COUNTY DISASTER &, EMERGENCY SERVICES 113.53; WRS GROUP LTD, HEALTH EDCO 273.92; XEROX CORP 98.94; YOUTH & FAMILY RESOURCE SVCES 4,804.95; YOUTH SHELTER CARE OF NORTH 93.30; ZEE MEDICAL INC 154.60; ZIEGLER INC 7,622.02; ZION LUTHERAN PRE SCHOOL 1,230.00.

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**BOARD OF SUPERVISORS MEETING  
TWENTY-NINTH MEETING, 2011 SESSION (29)  
JULY 5, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 5, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 City of Sioux Rapids requested that the Board sign over the **Public Bidder Certificates** on parcel #02-01-480-003 and #02-01-480-004. The parcels have delinquent taxes from 2004-2009 against them. No abatements or compromises will be done, until the City has a tax deed issued to them. Motion by Hach, second by Merten, to assign Public Bidder Certificate #110212 on parcel #02-01-480-003 and #110211 on parcel #02-01-480-004 to the City of Sioux Rapids and to authorize the Chair to sign. Carried.

Motion by Merten, second by Ringgenberg, to reconsider the motion passed last week regarding the **terrorism coverage** on the Ocean Marine Policy for FY'12. Carried.

Motion by Hach, second by Altena, to accept the recommendation of our insurance agent, Tim Pierce, to decline the **terrorism coverage** on the Ocean Marine Policy for FY'12. Carried.

Motion by Merten, second by Altena, to approve today's **claims list**, with the exception of the invoice to the YES Center, reducing the amount to \$900, only paying for six days. Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: none. Abstentions: Hach. Carried.

Motion by Merten, second by Hach, to approve the **minutes** of 6/28, as printed, and the following **reports**: Apr-June Veterans & General Relief Report, and Sheriff's Quarterly Report of Fees Collected. Carried.

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

Jim Treat presented information to the Board about **Executive Order #13575**-Agenda 21, which established the White House Rural Council. Treat wanted to alert the supervisors of this Executive Order, and asked them to be watchful, as this will affect county government.

Motion by Ringgenberg, second by Altena, to approve the **underground utility permit** for QWEST Communications, Omaha, NE, for a 100 pair/24 gauge copper telephone cable from the north side of C-49, on the west side of Vestal Street, to the south side of C-49, continuing to W 10<sup>th</sup> St. for Project STP-U-7422(612)--70-11. Carried.

Motion by Hach, second by Merten, to approve the **underground utility permit** for Southwest Shoreline Sanitary District, Rural Storm Lake, for 2", 4", and 5" plastic mains, from Casino Beach to Bel Air, the majority of construction bored, excluding open areas. Carried.

Motion by Merten, second by Hach, to approve the underground utility permits for Iowa Lakes Electric Coop, Estherville, IA, for an underground 7,200 volt single phase power line, replacing existing overhead to service 5264 10<sup>th</sup> Ave., and for an underground 7,200 volt single phase power line, replacing existing overhead to service 6080 180<sup>th</sup> Ave. Carried.

**Secondary Road Report:** Engineer Jon Ites updated the Board on the status of the construction projects; reviewed the invoice for the new signing for bicycles on C65, which will be approximately \$2,500; reviewed the seven factors regarding Road Use Tax, and noted it used to be based on need, and now they factor in bridge length and population.

Engineer Jon Ites informed the Board that his counter offer on the military wrecker was accepted for \$1,500.

Motion by Hach, second by Ringgenberg, to appoint Ray Kurtz to the Veterans Affairs Commission to fill the vacancy due to the resignation of Mauricia Proper, with the term ending 6/30/13, and to re-appoint Rich Haldin, with a term ending 6/30/14. Carried.

Motion by Merten, second by Altena, to re-appoint Lincoln Benefited Fire District Trustee Tim Heuton until 6/30/14. Carried.

Motion by Merten, second by Hach, to appoint Matt Imming as a Deputy Medical Examiner, replacing Bob Christensen, with his term expiring 12/31/11. Carried.

Motion by Merten, second by Ringgenberg, to approve the 2011 chemical brush control with B & W Control Specialists, for Jt. DD #181, totaling \$15,000, and to authorize the Chair to sign . Carried.

CPC Dawn Mentzer discussed the contract from Spencer Hospital for inpatient mental health services. The consensus of the Board was to wait a week before approving, in order to review the contract and to review it with the Mental Health Advisory Board.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 10:20 a.m. until, Tuesday, July 12, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTIETH MEETING, 2011 SESSION (30)  
JULY 12, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 12, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, and Merten and with Auditor's Assistant Sharon Henkel 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.

The Chair opened the public hearing for a construction permit for Steve Kier (Phoenix Facility) with Env Health/Zoning Director Kim Johnson in attendance. Motion by Merten, second by Hach to close the public hearing and to approve and authorize the Chair to sign **Resolution #2011-07-12-A**. Carried.

#### **RESOLUTION 2011-07-12-A**

Recommending approval of the Phoenix (Steve Kier) Construction Application to the Iowa Dept. of Natural Resources.

**WHEREAS**, the Buena Vista County Board of Supervisors has adopted the Master Matrix CAFO construction applications to provide an opportunity for local input; and

**WHEREAS**, a construction application for the expansion of two 144 ft. by 65 ft. turkey brooder buildings has been submitted by Steve Kier on June 9th, 2011; and

**WHEREAS**, the Buena Vista County Environmental Health Director has reviewed the application and has verified all of the elements of the application for accuracy; and

**WHEREAS**, the Board of Supervisors published a notice in the Pilot Tribune on June 23th, 2011 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on July 12thth, 2011, for the purpose of receiving public comment; with no response provided:

**WHEREAS**, the Board of Supervisors shall submit the recommendation within 30 days of DNR receipt of application,

**WHEREAS**, the Board of Supervisors, has assembled their comments with knowledge provided for submission to the DNR;

**NOW THEREFORE BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby recommends approval of the construction application of the Phoenix (Steve Kier) Construction Application.

**PASSED, APPROVED AND ADOPTED** this 12<sup>th</sup> day of July, 2011.

/s/ Dale Arends, Chair. Board of Supervisors.....Auditor's Assistant, Sharon Henkel

Motion by Merten, second by Altena to schedule the public hearing for **Dan Niemeier-CAFO manure management plan** in Section 29, Elk Township 8:30 on August 2, 2011, at 8:30 a.m. in the Boardroom. Carried. Kim Johnson informed the board she will handle the publication notice.

Motion by Altena, second by Hach, to approve and authorize the Chairman to sign **Resolution #2011-07-12-B** for Stanley Erickson and Donna Erickson on behalf of the S & D Erickson Acres Corp, for a minor subdivision plat.

#### **RESOLUTION 2011-07-12-B**

**WHEREAS**, Stanley Erickson and Donna Erickson on behalf of the S & D Erickson Acres Corp have presented a preliminary and final plat (of survey) on the following described property:



#### **DESCRIPTION LOT F**

**A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW ¼ NW ¼) OF SECTION 16, TOWNSHIP 93 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Northwest (NW) Corner of the Northwest Quarter (NW ¼) of said Section 16; Thence South 00° 07' 23" West, along the West line of said Northwest Quarter (NW ¼), 9.85 feet; Thence South 87° 17' 15" East, 838.78 feet; Thence South 01° 09' 21" West, 190.25 feet; Thence South 86° 53' 48" East, 486.47 feet to the Southern extension of the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 9, Township and Range aforesaid; Thence North 00° 51' 21" East, along said extended East line, 200.00 feet to the North line of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 16, Thence North 87° 08' 20" West, along said North line, 1324.37 feet to the Point of Beginning.

Hereafter known as Lot F of Section 16, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 2.39 acres and is subject to all easements of record.

#### **DESCRIPTION LOT A**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 9, TOWNSHIP 93 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) Corner of the Southwest Quarter (SW ¼) of said Section 9; Thence North 01° 27' 46" East, along the West line of said Southwest Quarter (SW ¼) 66.48 feet; Thence South 86° 49' 44" East, 1323.94 feet to the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence South 00° 51' 21" West, along said East line, 59.33 feet to the South line of said Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence North 87° 08' 20" West, along said South line, 1324.37 feet to the Point of Beginning.

Hereafter known as Lot A of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 1.91 acres and is subject to all easements of record.

#### **DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 9, TOWNSHIP 93 NORTH, RANGE 35 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 Southwest Quarter (SW ¼) of said Section 9; Thence North 01° 27' 46" East, along the West line of said Southwest Quarter (SW ¼) 66.48 feet; Thence South 86° 49' 44" East, 838.81 feet to the Point of Beginning. Thence North 01° 09' 21" East 358.14 feet; Thence South 86° 52' 58" East, 483.23 feet to the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence South 00° 51' 21" West, along said East line, 358.67 feet; Thence North 86° 49' 44" West, 485.13 feet to the Point of Beginning.

Hereafter known as Lot B of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 3.98 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 NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW ¼ NW ¼) OF SECTION 16, TOWNSHIP 93 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Northwest (NW) Corner of the Northwest Quarter (NW ¼) of said Section 16; Thence South 00° 07' 23" West, along the West line of said Northwest Quarter (NW ¼), 9.85 feet; Thence South 87° 17' 15" East, 838.78 feet; Thence South 01° 09' 21" West, 190.25 feet; Thence South 86° 53' 48" East, 486.47 feet to the Southern extension of the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 9, Township and Range aforesaid; Thence North 00° 51' 21" East, along said extended East line, 200.00 feet to the North line of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 16, Thence North 87° 08' 20" West, along said North line, 1324.37 feet to the Point of Beginning.

Hereafter known as Lot F of Section 16, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION LOT A**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 9, TOWNSHIP 93 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) Corner of the Southwest Quarter (SW ¼) of said Section 9; Thence North 01° 27' 46" East, along the West line of said Southwest Quarter (SW ¼) 66.48 feet; Thence South 86° 49' 44" East, 1323.94 feet to the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence South 00° 51' 21" West, along said East line, 59.33 feet to the South line of said Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence North 87° 08' 20" West, along said South line, 1324.37 feet to the Point of Beginning.

Hereafter known as Lot A of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 9, TOWNSHIP 93 NORTH, RANGE 35 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 Southwest Quarter (SW ¼) of said Section 9; Thence North 01° 27' 46" East, along the West line of said Southwest Quarter (SW ¼) 66.48 feet; Thence South 86° 49' 44" East, 838.81 feet to the Point of Beginning. Thence North 01° 09' 21" East 358.14 feet; Thence

South 86° 52' 58" East, 483.23 feet to the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼ ); Thence South 00° 51' 21" West, along said East line, 358.67 feet; Thence North 86° 49' 44" West, 485.13 feet to the Point of Beginning.

Hereafter known as Lot B of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any:

**That the plat of survey of said real estate dated 06-21-11 and certified by J. Scott Shevel licensed land surveyor was made with free consent of and in accordance with the desires of the above named owners and proprietors of said tract of land.**

**That Lot A of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa and Lot F of Section 16, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa shall be one lot; neither having rights of its own, and can only be transferred together.**

**That Lot B of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa shall have an access easement across Lot A of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa**

**and Lot B of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa shall become part of Lot A of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa and Lot F of Section 16, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa, if and when Lot B of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa is transferred to the property owner of Lot A of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa and Lot F of Section 16, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.**

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

#### **DESCRIPTION LOT F**

**A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW ¼ NW ¼) OF SECTION 16, TOWNSHIP 93 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Northwest (NW) Corner of the Northwest Quarter (NW ¼) of said Section 16; Thence South 00° 07' 23" West, along the West line of said Northwest Quarter (NW ¼), 9.85 feet; Thence South 87° 17' 15" East, 838.78 feet; Thence South 01° 09' 21" West, 190.25 feet; Thence South 86° 53' 48" East, 486.47 feet to the Southern extension of the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 9, Township and Range aforesaid; Thence North 00° 51' 21" East, along said extended East line, 200.00 feet to the North line of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 16, Thence North 87° 08' 20" West, along said North line, 1324.37 feet to the Point of Beginning.

Hereafter known as Lot F of Section 16, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

### **DESCRIPTION LOT A**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 9, TOWNSHIP 93 NORTH, RANGE 35 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) Corner of the Southwest Quarter (SW ¼) of said Section 9; Thence North 01° 27' 46" East, along the West line of said Southwest Quarter (SW ¼) 66.48 feet; Thence South 86° 49' 44" East, 1323.94 feet to the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence South 00° 51' 21" West, along said East line, 59.33 feet to the South line of said Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence North 87° 08' 20" West, along said South line, 1324.37 feet to the Point of Beginning.

Hereafter known as Lot A of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

### **DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 9, TOWNSHIP 93 NORTH, RANGE 35 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 Southwest Quarter (SW ¼) of said Section 9; Thence North 01° 27' 46" East, along the West line of said Southwest Quarter (SW ¼) 66.48 feet; Thence South 86° 49' 44" East, 838.81 feet to the Point of Beginning. Thence North 01° 09' 21" East 358.14 feet; Thence South 86° 52' 58" East, 483.23 feet to the East line of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼); Thence South 00° 51' 21" West, along said East line, 358.67 feet; Thence North 86° 49' 44" West, 485.13 feet to the Point of Beginning.

Hereafter known as Lot B of Section 9, Township 93 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**PASSED, APPROVED AND ADOPTED** this 12<sup>th</sup> day of July, 2011.

/s/ Dale Arends, Chair. Board of Supervisors.....Auditor's Assistant, Sharon Henkel

Motion by Hach, second by Merten to approve and to adopt the "**Resolution** Fixing Date For A Meeting On The Authorization Of A Loan Agreement And The Issuance Of Not To Exceed \$3,600,000 General Obligation Refunding Capital Loan Notes, Series 2011A, Of Buena Vista County, State Of Iowa, And Providing For Publication Of Notice Thereof" For August 9, 2011, at 10:00 a.m. in the Boardroom of the courthouse. Ayes—Altena, Arends, Hach, and Merten; Nays-none. Carried.

Motion by Altena, second by Hach to accept the Spencer Hospital one year **contract** for Mental Health services with striking the additional terms of the contract by Chair under County Attorney recommendation. Carried.

Motion by Hach, second by Altena to accept and authorize chair to sign the **FY11 Case Management Annual Program evaluation**. Carried.

Grounds/Maintenance Supt. Steve Hammen brought in his new employee Jon Buss to introduce to the board. Hammen updated the board on the progress outside with the lights for memorial.

County Engineer Jon Ites presented Fuel Contracts for Star Energy and First Cooperative Association to be signed. Motion by Hach, second by Altena to approve Chair to sign the fuel contracts. Carried.

Ites informed the board of the upcoming public input meetings that will be held by The Governor's Transportation Citizen Advisory Commission to provide a report covering road funding needs and revenue options.

The private party of Curtis D. and Sonja L. Sievers of Linn Grove requested that the Board sign over the Public Bidder Certificates on parcels # 02-08-106-002 and #02-08-106-001. No abatements or compromises will be done. Motion by Merten, second by Hach, to assign Public Bidder Certificate #10-0202 on parcel #02-08-106-002 and #11-0201 on parcel # 02-08-106-001 and to authorize chair to sign. Carried.

Treasurer Kathy Bach informed the Board that the Driver's License department would be closed Wednesday, July 13 at noon through Friday, July 15 due to shortage of help this week.

Motion by Hach, second by Merten, to approve the minutes of 7/5, as printed, and the following reports: June Conservation Board minutes and June Solid Waste Commission minutes. Carried.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 9:25 a.m. until, Tuesday, July 19, 2011 at 8:30 a.m. for a regular session. Carried.

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Sharon Henkel, Auditor's Assistant

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-FIRST MEETING, 2011 SESSION (31)  
JULY 19, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 19, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

County Attorney Dave Patton requested an additional Assistant County Attorney. The county attorney's budget came in under the budget last year, and there should be extra in the budget this year to cover the additional cost. His office is extremely busy, and they don't see any decreases coming soon.

Motion by Hach, second by Ringgenberg, to approve the hiring of an additional assistant county attorney to cover the caseloads. Carried.

County Attorney Administrator Heidi Hansen reviewed the quarterly report of **delinquent court debt collections**. For FY'11, the County portion total of \$75,815.72 is more than double the last fiscal year total. Due to the high amounts of criminal paperwork, they are just starting to work on contempt proceedings on the defendants that are making no effort to make any payments. Between November, 2010 and May, 2011, they have collected approximately \$112,557.36 in fines and court costs.

Treasurer Kathy Bach presented the June 30 **Treasurer's semi-annual report** to the Board. Bach reviewed the operational fund balance and noted that our cash flow is solvent but it bears being fiscally conservative. With little or no revenue coming in until tax statements are mailed, unbudgeted expenses should be avoided.

Engineer Jon Ites informed the Board about a **pre-construction hearing** for the Southwest Area Sanitary Sewer District on Friday, July 22, at 10:00 a.m., at Kuehl & Payer's Office.

Engineer Jon Ites received a request for **Burma-Shave Signs** to be placed along C-49 by the Buena Vista County Fair Grounds in Alta. This will be controlled by the County Zoning Administrator.

Motion by Altena, second by Merten to approve and authorize the Chair to sign the final payment on **Project L-CIJ-508--73-11** with Midwest Contracting, LLC, for a total of \$79,493.00, which is 95.7% of the original estimate. Carried.

Engineer Ites reviewed the **Farm to Market** balance. The fund is in the black right now, until the letting for asphalt, which will put the balance of the fund in the hole by a million dollars, or a year behind.

Engineer Ites reviewed the **construction projects**: The culvert contractor on M-27 is on the 3<sup>rd</sup> of 3; the shouldering on M-43, South Cove, and C-65 is done; Engineer Ites has notified the line painter that C-65 is ready, so by next week, the lines should be painted.

Motion by Merten, second by Hach, to delete the Iowa Workforce Development Claim from the claims list for today. Carried.

Motion by Hach, second by Altena, to approve the **minutes** of 7/12, as corrected, and the following **reports**: June NWIPDC Policy Council minutes, June Clerk of Court Fees Collected Report, Quarterly IDOT Farm to Market Road Fund Statement (Apr-June), County Attorney Quarterly Collections Report (Apr-June), Lake Improvement minutes of 6/27, and Central Iowa Juvenile Detention Center June minutes and annual report. Carried.

Motion by Hach, second by Altena, to approve and authorize the Chair to sign the FY'12 **RIDES** contract for the reduced hours evening program (every other Thursday) for a total of \$3,000.00. Carried.

The Chair opened the public hearing on the **vacation of a road** between Sections 26 and 35, Lee Township. The notice of hearing was published as required, and was sent to adjoining property owners and utility companies by certified mail. Dwight Young, David Madsen, Tom Cavanaugh, Merlin Landsness, and 2 news media were present for the discussion. No written objections on the proposal have been received. Tom Cavanaugh asked about the bridge, and if they only close the ½ mile section, would the County would still maintain the bridge. Cavanaugh stated that he would rescind his approval of the closure, if this were the case. Merlin Landsness stated that he is not in favor of the road vacation, as

he used the road to get to his property to the east. Dwight Young commented that the road isn't passable most of the year. Engineer Iles stated that the County would be in favor of increasing the vacation section to go to the bridge. Motion by Ringgenberg, second by Merten, to close the public hearing. Motion by Merten, second by Hach to extend the public hearing to August 16, at 10:00 a.m., and to include in the vacation, part of the road between sections 27 and 34 of Lee Township. Carried.

Pam Fiedler, Herb Crampton, Gar Otto, and Dan Young updated the Board on the **Veterans Monument**. Dedication is set for September 11, 2011 at 1:00 p.m. They invited the Board to participate in the dedication. The cement work and the lighting are finished. They are hoping the rest of the project will be completed by the 3<sup>rd</sup> week of August. Arends thanked the committee members for their efforts.

Sheriff Gary Launderville updated the Board on his **department's activities**: Jail inspection is coming up sometime in August or September, and they have a lot of maintenance work to do before then; they will have the Countywide disaster drill during the last part of September; jail population averages 24, with spikes on the weekends; they are getting a new car within the next month, to replace the Dodge Charger; they have been purchasing new equipment with special law enforcement funds.

Motion by Merten, second by Ringgenberg, to approve today's **claims approval list**, excluding the Workforce Development invoice, reducing the NW Iowa YES Center invoice to reflect payment of only 6 days (-\$1,950), and including the Vision Care Direct invoice for \$2,056.56. Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: Hach. Carried.

**Supervisors meetings**: Merten attended the Central Iowa Juvenile Detention Center meeting last week, and they are looking at expansion of 20 beds. He also attended the annexation meeting with the City of Lakeside and the Bel Air residents. Arends attended the hazard mitigation meeting Monday night. There were 14 in attendance, and they are close to meeting their number of attendees. Altena attended the BV County Solid Waste Commission meeting last Thursday. The commission has paid off another loan of \$59,000 to Citizen's 1<sup>st</sup> National Bank.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:10 p.m. until, Tuesday, July 26, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-SECOND MEETING, 2011 SESSION (32)  
JULY 26, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 26, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Env Health/Zoning Director Kim Johnson and Kale Glover discussed a variance needed for Glover's property, located in Section 27, Lee Township. He wants to build a confinement building, 102' X 502', for 999 head of cattle. Buildings are to have a 100' setback from road right-of-way, unless the supervisors grant a waiver. He is requesting to have a 55' setback from the right-of-way. Motion by Merten, second by Altena, to approve and authorize the Chair to sign **Resolution #2011-07-26-A**, allowing a 55' setback. Carried.

#### **RESOLUTION 2011-07-26-A**

Granting waiver to Kale Glover for an Animal Feeding Operation to the thoroughfare.

**WHEREAS**, the Buena Vista County Board of Supervisors has received a request for a waiver to the separation distance required between a confinement feeding operation structure in Section 27 Lee Township and a public thoroughfare as required pursuant to Iowa Code section 459.202.

**WHEREAS**, such request may be granted under Iowa Code Section 459.205(2) a.

**WHEREAS**, Mr. Glover wishes to build a structure 55 feet from the road right-of-way.

**WHEREAS**, the current open lot is at the same distance from the road right of way.

**WHEREAS**, no new road access will be required.

**WHEREAS**, such structure has sufficient truck access to the north and west of the structure.

**NOW THEREFORE BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby grants approval of a waiver for the Kale Glover request to the separation distance required between a confinement feeding operation structure and a public thoroughfare.

**PASSED, APPROVED AND ADOPTED** this 26<sup>th</sup> day of July, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, Auditor

Env Health/Zoning Director Kim Johnson has a request from Tyler and Gabriela Heinsohn for a Minor S/D in Section 8, Scott Township, due to the third split in a 40 acre tract. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign **Resolution #2011-07-26-B**. Carried.

#### **RESOLUTION 2011-07-26-B**

**WHEREAS**, Tyler M. Heinsohn and Gabriela E. Heinsohn have presented a preliminary and final plat (of survey) on the following described property:

##### **DESCRIPTION LOT B:**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 8, 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:**



Beginning at the Northeast (NE) Corner of the Northeast Quarter (NE ¼) of said Section 8; Thence on an assumed bearing of South 00° 00' 00" West, along the East line of said Northeast Quarter (NE ¼), 500.00 feet to the Southeast (SE) Corner of 5.7 Acre parcel as described and recorded in Document No. 070259 in the Buena Vista County Recorder's Office; Thence North 89° 49' 15" West, along the South line of said parcel, 336.29 feet; Thence North 00° 00' 00" East, 238.45 feet; Thence South 88° 35' 25" East, 158.38 feet; Thence North 00° 00' 00" East, 264.95 feet to the North line of said Northeast Quarter (NE ¼); Thence South 89° 49' 15" East, along said North line, 177.95 feet to the Point of Beginning.

Hereafter Known as Lot B of Section 8, Township 92 North, Range 37 West of the 5<sup>th</sup> p.m., Buena Vista County, Iowa.

Parcel contains 2.9 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 B:**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 8, 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:**

Beginning at the Northeast (NE) Corner of the Northeast Quarter (NE ¼) of said Section 8; Thence on an assumed bearing of South 00° 00' 00" West, along the East line of said Northeast Quarter (NE ¼), 500.00 feet to the Southeast (SE) Corner of 5.7 Acre parcel as described and recorded in Document No. 070259 in the Buena Vista County Recorder's Office; Thence North 89° 49' 15" West, along the South line of said parcel, 336.29 feet; Thence North 00° 00' 00" East, 238.45 feet; Thence South 88° 35' 25" East, 158.38 feet; Thence North 00° 00' 00" East, 264.95 feet to the North line of said Northeast Quarter (NE ¼); Thence South 89° 49' 15" East, along said North line, 177.95 feet to the Point of Beginning.

Hereafter Known as Lot B of Section 8, Township 92 North, Range 37 West of the 5<sup>th</sup> p.m., Buena Vista County; 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 B:**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 8, 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:**

Beginning at the Northeast (NE) Corner of the Northeast Quarter (NE ¼) of said Section 8; Thence on an assumed bearing of South 00° 00' 00" West, along the East line of said Northeast Quarter (NE ¼), 500.00 feet to the Southeast (SE) Corner of 5.7 Acre parcel as described and recorded in Document No. 070259 in the Buena Vista County Recorder's Office; Thence North 89° 49' 15" West, along the South line of said parcel, 336.29 feet; Thence North 00° 00' 00" East, 238.45 feet; Thence South 88° 35' 25" East, 158.38 feet; Thence North 00° 00' 00" East, 264.95 feet to the North line of said Northeast Quarter (NE ¼); Thence South 89° 49' 15" East, along said North line, 177.95 feet to the Point of Beginning.

Hereafter Known as Lot B of Section 8, Township 92 North, Range 37 West of the 5<sup>th</sup> p.m., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 26th day of July, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

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

Motion by Altena, second by Hach, to approve a Jt. DD #22 repair claim for Abel Drainage & Excavating, Inc. totaling \$1,566.25. Carried.

Treasurer Kathy Bach introduced her new driver's license employee, Karlin Stalder. Karlin started Monday, July 25.

Treasurer Kathy Bach and Auditor Sue Lloyd updated the Board on the tax preparation process, and the fact that the State Dept. of Revenue still hasn't released the final appropriations for Agland and Family Farm credits. The appropriations are not expected to be released until sometime this week, or the August 1. This delays the start of printing tax statements, and therefore, hurts the cash flow. The recommendation is to have all departments hold off on large expenditures until September or October, when tax revenue starts coming in.

Motion by Hach, second by Altena, to approve the minutes of 7/19, as printed, and today's reports: Quarterly Recorder's Report of Fees Collected (Apr-June), July Central Iowa Detention Commission minutes, June Storm Lake United minutes, and Lake Improvement Commission year-end report. Carried.

The Board discussed the Maintenance Superintendent's payout of comp time, and the consensus was to continue with the Board's prior motion and payout half of the comp-time at the next payroll, and the second half to be paid after January 1, 2012.

The time arrived for the teleconference with Standard & Poor's for a rating on the refinancing of the LEC bonds. A call was made, and questions were asked by Standard & Poor's. Our financial advisor has requested a bond rating by August 2.

Kuehl & Payer Engineers Brian Blomme and Ivan Droessler presented the final engineering report for DD #34 Lat 2 for cleanout and repairs. Motion by Merten, second by Arends, to approve the Engineer's Report, as filed, and to set a public hearing date for September 13, 2011, at 11:00 a.m. in the Public Meeting Room. Carried.

Engineer Jon Ites updated the Board on the modifications that the City of Storm Lake made for DD #193, which serves north of Bargloff's Addition, due to the original tile line further west than shown on drainage plans.

Engineer Ites was notified of the pre-construction hearing for patching of US Hwy 71, from Hwy 3 to Hwy 10 which will begin August 4th. There will be a pilot car.

Motion by Hach, second by Altena, to approve the Federal-aid agreement for a County Highway Bridge Program Project for BROS-CO11 (73)--8J-11, for a bridge replacement at 180<sup>th</sup> Ave. over the

Branch of the Raccoon River, between Sections 11 & 12 in Grant Township, with a November letting. Carried.

The Board authorized Engineer Ites to advertise for a replacement worker due to the pending retirement of Dave Fassler.

Motion by Ringgenberg, second by Hach, to approve the salt contract with Sta-Mel Enterprise, Inc., Webb, Iowa, for 2,000 tons @ \$60 per ton, with a total cost of \$120,000. Carried.

**Secondary Road Report:** C-65 Shouldering is done, pavement markings will be done this week and seeding to be delayed to August 10; M-43 and South Cove shouldering completed; Albert City M-29 project is open; M27 culvert is done; and the North River Road was closed last Friday-Monday, due to water over the road.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:00 p.m. until, Tuesday, August 2, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-THIRD MEETING, 2011 SESSION (33)  
AUGUST 2, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 2, 2011 at 8:30 A.M. in the Boardroom with Vice-Chairman Merten presiding, and the following members present: Altena, Hach, 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.

Vice-Chair Merten opened the public hearing on the manure management plan submitted by Dan Niemeier in Section 29, Elk Township. Niemeier is intending to build a confinement building 235' X 90'. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Hach, second by Ringgenberg, to close the public hearing.

Jeff Heil, Vice President of Northland Securities, reviewed the refinancing of the LEC bonds, the sale, and continuing disclosure requirements. The bond counsel would like to see full disclosure on the CUSIPs each year, where currently we are only required to do a partial disclosure, only having to submit the annual audit report. Due to the Federal Government problems, they have quit selling state and local government securities (SLGS), and by doing this, the potential savings for the refinancing has dropped by \$30,000. Heil's recommendation is to halt the process, to see if the Federal Government starts to sell SLGS again, which would then increase our savings. The consensus of the Board was to have Heil monitor the situation for awhile, and see what the Federal Government does.

Env Health/Zoning Director Kim Johnson discussed zoning issues with the Board along with updating Buena Vista County's comp plan. No action was taken.

Kathy Evert, President and CEO of Iowa Lakes Corridor Development Corp., along with Tom Siegfried, CEO, and Sally Brecher, Human Resources Director, Rembrandt Enterprises, discussed the expansion project in Buena Vista County and Clay County. The total project is \$4,700,000, with \$3,700,000 in Rembrandt, with 22 new jobs. Rembrandt Enterprises is requesting a resolution to sponsor the submission of a financial assistance application on behalf of Rembrandt Enterprises, along with a tax abatement, to meet their requirement of the matching funds. Motion by Hach, second by Altena, to support the application, approving Resolution #2011-08-02-A, and to authorize the Vice-Chair to sign, and to approve and authorize the Vice-Chair to sign Resolution #2011-08-02-B to authorize financial support for Rembrandt Enterprises Inc., with a tax abatement of 75% for the first 3 years, 60% for the fourth year, 45% for the fifth year, 30% for the sixth year, and 15% for the seventh year. Carried.

#### **RESOLUTON NO. #2011-08-02-A**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF BUENA VISTA, IOWA, TO SPONSOR THE SUBMISSION OF A FINANCIAL ASSISTANCE APPLICATION ON BEHALF OF REMBRANDT ENTERPRISES AND TO AUTHORIZE THE CHAIRMAN TO SIGN SAID APPLICATION.

**WHEREAS:** The Board of Supervisors has decided it to be in the best interest of the County to sponsor a financial assistance application on behalf of Rembrandt Enterprises to the Iowa Department of Economic Development; and

**WHEREAS:** The Board of Supervisors believes that the approval of this application will result in economic benefits to the County and its residents.

**NOW THEREFORE BE IT RESOLVED BY** THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, IOWA that the sponsorship of an application on behalf of Rembrandt Enterprises is authorized and Vice Chairman Paul Merten is authorized to sign and execute said application and related correspondence.

PASSED AND APPROVED THIS 2<sup>nd</sup> DAY OF AUGUST, 2011.

/s/ Paul Merten, Vice-Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

#### **RESOLUTION 2011-08-02-B RESOLUTION TO AUTHORIZE FINANCIAL SUPPORT FOR REMBRANDT ENTERPRISES INC.**

**WHEREAS,** Rembrandt Enterprises Inc. is interested in expanding the pasteurization and packaging process facility in Buena Vista County, Iowa; and

**WHEREAS,** this facility will create 22 new high quality jobs, make an investment of more than \$3,600,000 in the new project and create new revenue for the area; and

**WHEREAS,** the project intends to apply for grants and loans through various state and federal programs; and

**WHEREAS,** Rembrandt Enterprises Inc is in need of financial assistance in the form of tax abatements through Buena Vista County in order to make this project a reality,

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

Section 1: The County wholly endorses this project and all applications for state and federal grant and loan funding without incurring any financial responsibility for such grant or loan applications; and

Section 2: The County intends to negotiate a development agreement and will offer a seven (7) year schedule of abatement for property tax exemption available through the High Quality Job Creation Program from the Iowa Department of Economic Development:

Exemption Schedule for the Expanded Processing & Pasteurization Project:

First year - 75%  
Second year - 75%  
Third year - 75%  
Fourth year - 60%  
Fifth year - 45%  
Sixth year - 30%  
Seventh year- 15%

Section 3: This agreement is based upon the assumption that the Processing & Pasteurization Project will be classified industrial for assessment purposes

**PASSED AND APPROVED** this 2<sup>nd</sup> day of August, 2011.

/s/ Paul Merten, Vice-Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Rembrandt Enterprises also requested an abatement of taxes on their previous project, and a meeting will be scheduled in September to discuss this.

Motion by Hach, second by Ringgenberg, to approve the Federal Aid Agreement on **Project #STP-S-CO11 (63)--5E-11** and **Project #STP-S-CO11 (71)--5E-11** for resurfacing of M27 from Hwy 7 to Hwy 3, and on M50 from C49 to Hwy 3. Carried.

Engineer Jon Ites received a letter from the farm manager of the Dierwechter Farm, located in the SE ¼ of Section 23, Coon Township. The letter states that the drainage ditch, **DD #183**, is filled in by stalk residue and vegetation, and does not flow property. They are wondering if it could be considered for a cleanout. The consensus of the Board was to pass the letter on to Kuehl & Payer Engineer Brian Blomme, for a preliminary investigation

**Secondary Road Report:** Painting on South Cove and C65 is finished, and the roads are open. Permanent seeding will be started August 10.

Deputy Auditor Leigh Madsen notified the Board that the liquor license application for InnSpiration Bed & Breakfast and Vineyards, that was approved by the Board in May, has been withdrawn on July 1, 2011. Motion by Altena, second by Ringgenberg, to approve the withdrawal of the **liquor license** application for InnSpiration Bed & Breakfast and Vineyards, as of July 1, 2011. Carried.

Motion by Hach, second by Altena, to approve the **minutes** of 7/26, as corrected, today's **claims approval list**, and the following **reports:** United Community Health Center Report of Buckingham Trust Funds, and June 9 BV County Veterans Affairs Commissioners Meeting minutes. Carried.

Motion by Merten, second by Ringgenberg, to authorize the Buildings/Grounds Superintendent to add an additional **light** in the courtyard, along with extensions. Carried.

There being no further business, motion by Hach, second by Altena, to adjourn the meeting at 11:20 a.m. until, Tuesday, August 9, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-FOURTH MEETING, 2011 SESSION (34)  
AUGUST 9, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 9, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Env Health/Zoning Director Kim Johnson discussed a Minor S/D request of Floyd C. Gustafson Estate, located in Section 31, Grant Township, due to the 3<sup>rd</sup> split in a 40 acre tract. Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2011-08-09-A** for Floyd C. Gustafson Estate, in Section 31, Grant Township. Carried.

**RESOLUTION 2011-08-09-A**

**WHEREAS**, Steve Gustafson and Jan Klahs on behalf of the Floyd C. Gustafson Estate have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT C**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST FRACTIONAL QUARTER (SW ¼ NW ¼) OF SECTION 31, TOWNSHIP 91 NORTH, RANGE 36 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 Fractional Quarter (NW Frac. ¼); Thence North 89° 55' 00" East, along the South line of said Northwest Fractional Quarter (NW Frac. ¼), 66.33 feet to the East line of U.S. Highway No. 71, being also the Point of Beginning of the tract to be described; Thence continuing North 89° 55' 00" East, along said South line, 409.50 feet; Thence North 00° 34' 49" East, 456.30 feet to the South line of a tract described in bk 55, pg. 588-589 in the office of the Buena Vista County Recorder; Thence South 88° 18' 38" West, along said South line, 442.28 feet to the East line of U.S. Highway No. 71; Thence South 03°36'19" East, along said East line, 444.70 feet to the Point of Beginning.

Here after known as Lot C of Section 31, Township 91 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 4.40 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 C

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST FRACTIONAL QUARTER (SW ¼ NW ¼) OF SECTION 31, TOWNSHIP 91 NORTH, RANGE 36 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 Fractional Quarter (NW Frac. ¼); Thence North 89° 55' 00" East, along the South line of said Northwest Fractional Quarter (NW Frac. ¼), 66.33 feet to the East line of U.S. Highway No. 71, being also the Point of Beginning of the tract to be described; Thence continuing North 89° 55' 00" East, along said South line, 409.50 feet; Thence North 00° 34' 49" East, 456.30 feet to the South line of a tract described in bk 55, pg. 588-589 in the office of the Buena Vista County Recorder; Thence South 88° 18' 38" West, along said South line, 442.28 feet to the East line of U.S. Highway No. 71; Thence South 03°36'19" East, along said East line, 444.70 feet to the Point of Beginning.

Here after known as Lot C of Section 31, Township 91 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 plat of said:

DESCRIPTION LOT C

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST FRACTIONAL QUARTER (SW ¼ NW ¼) OF SECTION 31, TOWNSHIP 91 NORTH, RANGE 36 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 Fractional Quarter (NW Frac. ¼); Thence North 89° 55' 00" East, along the South line of said Northwest Fractional Quarter (NW Frac. ¼), 66.33 feet to the East line of U.S. Highway No. 71, being also the Point of Beginning of the tract to be described; Thence continuing North 89° 55' 00" East, along said South line, 409.50 feet; Thence North 00° 34' 49" East, 456.30 feet to the South line of a tract described in bk 55, pg. 588-589 in the office of the Buena Vista County Recorder; Thence South 88° 18' 38" West, along said South line, 442.28 feet to the East line of U.S. Highway No. 71; Thence South 03°36'19" East, along said East line, 444.70 feet to the Point of Beginning.

Here after known as Lot C of Section 31, Township 91 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 9<sup>th</sup> day of August, 2011.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Susan K. Lloyd, Auditor

Motion by Ringgenberg, second by Altena, to appoint Patti Maymon as HIPAA Security Officer, Pam Bogue as HIPAA Privacy Officer, and to appoint them to be on the HIPAA Compliance Committee along with Dawn Mentzer and Ken Hach. Carried.

Motion by Ringgenberg, second by Hach to approve the minutes of 8/2, as printed, along with the following reports: July Conservation Board minutes, July 14 Buena Vista Solid Waste Commission minutes, and August 6 Executive Board of the Buena Vista County Solid Waste Commission minutes. Carried.

Supervisor Meetings report: Arends attended the quarterly meeting of RC & D, in Spencer, last week. They are having tough times, with no Federal funding as of July 1, and operating without a director. He will attend the Compass Point meeting on Thursday of this week. He attended the Safety Meeting and the Department Head Meetings last week. There will be a public hearing Wednesday evening at 7:00 p.m. for the Redistricting Commission regarding the proposed supervisor districts plan.

Motion by Hach, second by Altena, to approve the final plans on Project BROS-CO11(73)--AJ-11, a bridge replacement in Grant Township, with an 80%-20% cost share with BROS money, and to authorize the Board members to sign. Carried.

City of Marathon requested placing Burma-Shave signs along 215<sup>th</sup> Ave. by their railroad museum. Engineer Jon Ites signed off on the request.

The Governors Transportation Citizens Advisory Council Meeting is coming to Storm Lake on August 31, 6-8 P.M. at BVU.

Engineer Jon Ites was notified of a preconstruction hearing tomorrow with IDOT for a state project, patching on Hwy 3, 2 ½ E of Hwy 71 and running east of Hwy 4, and Hwy 7, ½ mile West of Pocahontas County line.

Engineer Jon Ites discussed the Whitney Pit farm lease. He contacted Clay County, to find out what they were getting for rent. They were going with \$75 based on CSR's, and this was new in the last 2 years.

Motion by Altena, second by Hach, to approve and authorize the Chair to sign the underground utility permit of Mid American Energy, Storm Lake, IA for a 7,200 volt underground utility to serve 907 550<sup>th</sup> St. Carried.

The Chair opened the public hearing and meeting on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$3,600,000 General Obligation refunding Capital Loan Notes, Series 2011A, in order to provide funds to pay costs of refunding outstanding general obligations of the County, an essential county purpose, and that notice of the proposed action by the Board to institute proceedings for the authorization of the Loan Agreement and the issuance of the Notes, had been published pursuant to the provisions of Sections 331.402, 331.441, and 331.443 of the Code of Iowa, as amended. The Chair then asked the Auditor whether any written or oral objections had been filed by a county resident or property owner to the proposal. The Auditor advised that no written or oral objections had been filed. Jeff Heil, Vice President of Northland Securities, reviewed the refinancing of the LEC bonds, the sale, and continuing disclosure requirements. Heil's recommendation was to take the new savings of \$148,927.50 and continue with the refinancing. Motion by Ringgenberg, second by Hach to close the public hearing.

Motion by Hach, second by Altena, to adopt the RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$3,600,000 GENERAL OBLIGATION REFUNDING CAPITAL LOAN



NOTES, SERIES 2011A. The roll was called and the vote was, Ayes: Altena, Arends, Hach, Ringgenberg. Nays: None. The Chair declared the measure duly adopted.

**RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$3,600,000 GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES, SERIES 2011A**

**WHEREAS**, pursuant to notice published as required by law, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$3,600,000 General Obligation Refunding Capital Loan Notes, Series 2011A, for the purpose of paying costs of refunding outstanding general obligations of the County, and has considered the extent of objections received from residents or property owners as to the proposal and, accordingly the following action is now considered to be in the best interests of the County and residents thereof:

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. That this board does hereby institute proceedings and take additional action for the authorization of a Loan Agreement and issuance in the manner required by law of not to exceed \$3,600,000 General Obligation Refunding Capital Loan Notes, Series 2011A, to evidence the obligation thereof for the foregoing purpose.

PASSED AND APPROVED this 9<sup>th</sup> day of August, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

Motion by Altena, second by Ringgenberg, to adopt the following Resolution entitled "RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE \$3,580,000 GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES, SERIES 2011A". The roll was called and the vote was, Ayes: Altena, Arends, Hach, Ringgenberg. Nays: None. The Chair declared the measure duly adopted as follows:

**RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE \$3,580,000 GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES, SERIES 2011A**

**WHEREAS**, Buena Vista County, State of Iowa, sometimes hereinafter referred to as the County, is a political subdivision duly incorporated, organized and existing under and by virtue of the Constitution and laws of the State of Iowa; and

**WHEREAS**, A PROPOSAL HAS BEEN RECEIVED FROM Northland Securities, Inc. of Minneapolis, Minnesota; and

**NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. That this Board of Supervisors does hereby accept the attached proposal of Northland Securities, Inc. of Minneapolis, Minnesota, and takes additional action to permit the financing.

Section 2. The Chairperson and County Auditor are authorized and directed to proceed on behalf of the County to enter into such Proposal, to negotiate the final terms of the note sale on a basis favorable to the County acceptable to the Purchaser, and to proceed to meet the conditions of this accepted proposal.

PASSED AND APPROVED this 9<sup>th</sup> day of August, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

GIS Coordinator Eric Chase and Auditor Susan Lloyd discussed the County voting precinct boundaries, and the changes, due to the 2010 Census. Motion by Ringgenberg, second by Hach, to change the existing precinct line for the SRL Precinct, to encompass the whole city limits of Sioux Rapids, so all residents will be voting in the SRL Precinct, and to set a public hearing for August 30, at 8:30 a.m. in the Board of Supervisors Room of the Courthouse. Carried.

City Clerk Justin Yarosevich and City Administrator Jim Patrick met with the Board to discuss a memorandum agreement between the City and the County regarding voting precincts. Due to the 2010 Census lines and annexations, three of the Storm Lake Precincts are composed partially of unincorporated territory. Therefore, some rural residents will be voting in a City precinct, however, they will still be voting their rural ballot. Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the Memorandum Agreement between the City of Storm Lake and Buena Vista County. Carried.

#### **MEMORANDUM OF AGREEMENT**

The parties to this agreement are the City of Storm Lake Iowa ("City"), and Buena Vista County, Iowa (county). This agreement is entered into as of August 15, 2011.

#### **WHEREAS:**

1. Following the federal decennial census, and after the redistricting of congressional and legislative districts, city councils and county boards of supervisors are required to complete any changes in precinct and ward boundaries (for cities) or precinct and supervisor districts (for counties).
2. Election precincts which are composed partially of unincorporated territory within a county and partially of part of a city may be established, if an agreement which is mutually satisfactory to the board of supervisors of the county and to the city council of the city is adopted and submitted to the state commissioner as part of the certification of precinct boundaries.
3. The City and County desire to have three combined precincts, namely Storm Lake 1, Storm Lake 2 and Storm Lake 3.

Therefore, the parties agree to the provisions set forth below.

1. Storm Lake 1 shall be composed of an incorporated population of 2,747 persons who are residents of City and an unincorporated population of 54 persons who are residents of Hayes Township, in County, as is shown on the map attached hereto.
2. Storm Lake 2 shall be composed of an incorporated population of 2,447 persons who are residents of City and an unincorporated population of 28 persons who are residents of Washington Township, in County, as is shown on the map attached hereto.

3. Storm Lake 3 shall be composed of an incorporated population of 2,007 persons who are residents of City and an unincorporated population of 22 persons who are residents of Hayes Township, in County, as is shown on the map attached hereto.

Dated this 9<sup>th</sup> day of August, 2011.

/s/ Dale Arends, 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 11:00 a.m. until, Tuesday, August 16, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-FIFTH MEETING, 2011 SESSION (35)  
AUGUST 16, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 16, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Lee Meyer, BV County Re-Districting Commission Chair, and GIS Coordinator Eric Chase presented the Commission's plan for Supervisor **Re-districting** based on Census 2010 data. The Supervisors reviewed the corrections made to the map following the commission's public hearing on 8/10. Motion by Ringgenberg, second by Altena, to accept the re-districting plan as presented (description of districts, see below). Ayes: Altena, Arends, Hach, and Ringgenberg. Nays: Merten. Carried.

**BUENA VISTA COUNTY SUPERVISOR DISTRICTS**  
(prepared with 2010 Census data)

**Supervisor District # 1:** Population 4,039

Shall consist of all of Brooke, Barnes (except that portion laying within the incorporated area of Sioux Rapids, and census blocks 2074, 2075, 2079 of census tract 9602), Elk, Scott, Nokomis, and Maple Valley Townships; and, in Washington Township

- Sections 6, 7, 18, 19, 30, 31
- Census blocks 1014, 2001, 2012 of census tract 9605

And, in Hayes Township.

- Sections 6, 7, 17, 18
- Census blocks 1012, 1048, 1086, 1087, 1088, 1089, 1117, 2019, 2020, 2024 of Census tract 9606

This description includes the cities of Alta, Linn Grove, and Rembrandt

**Supervisor District #2:** Population 4,064

Shall consist of all of Lee, Poland, Lincoln, Fairfield, Coon and Newell Townships, and in Barnes Township

- The portion lying within the incorporated area of Sioux Rapids
- Census blocks 2074, 2075, 2079 of Census tract 9602

And in Grant Township

- Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, 36

And in Providence Township

- Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, 36

This description includes the cities of Sioux Rapids, Marathon, Albert City, and Newell.

**Supervisor District #3:** Population 4,081

Shall consist of all of the incorporated city limits of Truesdale and Lakeside and in Washington Township

- Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 36
- All of Section 35 except Census blocks 1026, 1027, 1034 of Census tract 9604
- All of Section 34 except Census block 1036 of Census tract 9604
- All of Section 33 except Census block 1011, 1014, 1015, 2000, 2009, 2010, 2011 of Census tract 9605
- All of Section 32 north of State Highway 7
- And Census block 1029 and 1031 of census tract 9604

And in Hayes Township

- All of sections 13, 14, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36
- All of section 1 and 12 except the portion lying in the incorporated area of Storm Lake
- All of the incorporated city limits of Lakeside

**Supervisor District # 4:** Population 4,056

Shall consist of the western portion of the City of Storm Lake and will include

- Census blocks 1011, 1014, 1015, 1016, 1017, 1018, 1019, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 2000, 2001, 2002, 2003, 2004, 2009, 2010, 2011, 2013, 2014, 2015, 2016, 2017, 2018, 2021, 2022, 2023, 2025, 2026, 2027, 2028, 2029, 3018, 3019, 3020, 3021, 3022, 3023, 3026, 3027, 3028, 3029, 3030, 3031, 3032, 3033, 3034, 3035, 3036, 3038, 4001, 4002, 4003, 4004, 4005, 4006, 4007, 4008, 4009, 4010, 4011, 4015, 4016, 4017, 4018, 4019, 4020, 4021, 4022, 4023, and 4026 of Census tract 9605
- And Census blocks 1013, 1049, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1112, 1123, and 1124 of Census tract 9606

**Supervisor District #5:** Population 4,020

Shall consist of the eastern portion of the City of Storm Lake and will include

- Census blocks 3024, 3025, 3037, 4000, 4012, 4013, 4014, 4024, and 4025 Of Census tract 9605
- And Census blocks 1026, 1027, 1028, 1030, 1032, 1033, 1034, 1035, 1036, 1038, 1039, 1048, 1049, 1050, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2053, 2059, 2060, 2086, 2087, 2088, 2089, 2090, 2091, 3000, 3001, 3002, 3003, 3004, 3005, 3006, 3007, 3008, 3009, 3010, 3011, 3012, 3013, 3014, 3015, 3016, 3017, 3018, 3019, 3020, 3021, 3022, 3023, 3024, 9605 -

3024, 9605 - 3025, 3025, 3026, 3027, 3028, 3029, 3030, 3031, 3032, 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3040, 3041, 3042, 3043, 3044, 3045, 3046, 3047, 3048 of Census tract 9604.

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Auditor Susan Lloyd and GIS Coordinator Eric Chase discussed the County **Precincts** boundary lines, and asked the Board if they wanted to consider combining any precincts. According to the 2010 Census, LGB Precinct (Linn Grove-Brooke) contains a population of 420 people, MAP Precinct (Marathon-Poland) contains a population of 442, RELS Precinct (Rembrandt-Lincoln-Scott) contains a population of 700, and SRL Precinct (Sioux Rapids-Lee) contains a population of 1,006. If these precincts could be combined into the existing precinct of SRL, there would be a savings to the County taxpayers for Primary and General Elections. Motion by Merten, second by Altena, to combine the 4 precincts into one precinct, with the voting to be at the Sioux Rapids American Legion Hall, and to schedule a public hearing to review these changes on September 14, 2011 @ 7:00 p.m. at the American Legion Hall in Sioux Rapids. The prior motion scheduling a public hearing for August 30<sup>th</sup> is rescinded. Carried.

Env Health/Zoning Director Kim Johnson discussed a Minor S/D request of Lois R. Cole Estate, located in Section 8, Hayes Township, due to the 3<sup>rd</sup> split in a 40 acre tract. Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2011-08-16-A** for Lois R. Cole Estate, in Section 8, Hayes Township. Carried.

#### **RESOLUTION 2011-08-16-A**

**WHEREAS**, Mildred V. Hadenfeldt on behalf of the Lois R. Cole Estate has presented a preliminary and final plat (of survey) on the following described property:

#### **DESCRIPTION: LOT G**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, TOWNSHIP 90 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 Southeast Quarter (SE ¼) of said Section 8; Thence North 00° 34' 12" West, along the West line of said Southeast Quarter (SE ¼), 453.55 feet to the Point of Beginning; Thence continuing North 00° 34' 12" West, along said West line, 296.27 feet; Thence North 88° 13' 46" East, 263.00 feet; Thence South 00° 34' 12" East, 6.00 feet; Thence North 87° 59' 09" East, 109.79 feet; Thence South 03° 46' 39" West, 299.41 feet; Thence South 89° 25' 48" West, 350.00 feet to the Point of Beginning.

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

Tract contains 2.48 acres and is subject to all easements of record.

#### **DESCRIPTION: LOT H**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, TOWNSHIP 90 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 Southeast Quarter (SE ¼) of said Section 8; Thence North 00° 34' 12" West, along the West line of said Southeast Quarter (SE ¼), 749.82 feet to the Point of Beginning; Thence North 88° 13' 46" East, 263.00 feet; Thence South 00° 34' 12" East, 6.00 feet; Thence North 87° 59' 09" East, 109.79 feet; Thence North 07° 47' 26" East, 115.62 feet; Thence North 22° 05' 08" East, 92.77 feet; Thence North 00° 30' 15" East, 190.15 feet; Thence North 89° 25' 52" West, 428.89 feet to the West line of said Southeast Quarter (SE ¼); Thence South 00° 34' 12" East, along said West line, 400.91 feet to the Point of Beginning.

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

Tract contains 3.71 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 G**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, TOWNSHIP 90 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 Southeast Quarter (SE ¼) of said Section 8; Thence North 00° 34' 12" West, along the West line of said Southeast Quarter (SE ¼), 453.55 feet to the Point of Beginning; Thence continuing North 00° 34' 12" West, along said West line, 296.27 feet; Thence North 88° 13' 46" East, 263.00 feet; Thence South 00° 34' 12" East, 6.00 feet; Thence North 87° 59' 09" East, 109.79 feet; Thence South 03° 46' 39" West, 299.41 feet; Thence South 89° 25' 48" West, 350.00 feet to the Point of Beginning.

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

**DESCRIPTION: LOT H**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, TOWNSHIP 90 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 Southeast Quarter (SE ¼) of said Section 8; Thence North 00° 34' 12" West, along the West line of said Southeast Quarter (SE ¼), 749.82 feet to the Point of Beginning; Thence North 88° 13' 46" East, 263.00 feet; Thence South 00° 34' 12" East, 6.00 feet; Thence North 87° 59' 09" East, 109.79 feet; Thence North 07° 47' 26" East, 115.62 feet; Thence North 22° 05' 08" East, 92.77 feet; Thence North 00° 30' 15" East, 190.15 feet; Thence North 89° 25' 52" West, 428.89 feet to the West line of said Southeast Quarter (SE ¼); Thence South 00° 34' 12" East, along said West line, 400.91 feet to the Point of Beginning.

Hereafter known as Lot H of Section 8, Township 90 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 G**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, TOWNSHIP 90 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 Southeast Quarter (SE ¼) of said Section 8; Thence North 00° 34' 12" West, along the West line of said Southeast Quarter (SE ¼), 453.55 feet to the Point of Beginning; Thence continuing North 00° 34' 12" West, along said West line, 296.27 feet; Thence North 88° 13' 46" East, 263.00 feet; Thence South 00° 34' 12" East, 6.00 feet; Thence North 87° 59' 09" East, 109.79 feet; Thence South 03° 46' 39" West, 299.41 feet; Thence South 89° 25' 48" West, 350.00 feet to the Point of Beginning.

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

**DESCRIPTION: LOT H**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, TOWNSHIP 90 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 Southeast Quarter (SE ¼) of said Section 8; Thence North 00° 34' 12" West, along the West line of said Southeast Quarter (SE ¼), 749.82 feet to the Point of Beginning; Thence North 88° 13' 46" East, 263.00 feet; Thence South 00° 34' 12" East, 6.00 feet; Thence North 87° 59' 09" East, 109.79 feet; Thence North 07° 47' 26" East, 115.62 feet; Thence North 22° 05' 08" East, 92.77 feet; Thence North 00° 30' 15" East, 190.15 feet; Thence North 89° 25' 52" West, 428.89 feet to the West line of said Southeast Quarter (SE ¼); Thence South 00° 34' 12" East, along said West line, 400.91 feet to the Point of Beginning.

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

PASSED, APPROVED AND ADOPTED this 16<sup>th</sup> day of August, 2011.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Susan K. Lloyd, Auditor

Motion by Ringgenberg, second by Hach, to approve the **fireworks application** of Donna M. Biggins for September 4, 2011, with Biggins being responsible for all safety and liability. Carried.

Motion by Ringgenberg, second by Altena, to approve and to authorize the Chair to sign the amended **Memorandum Agreement** with the City of Storm Lake for voting precincts, with updated population figures. Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: Hach. Carried.

Engineer Jon Ites reported that the IDOT patching project on Hwy 3 from Hwy 71 to the Pocahontas County line will start on August 24, and will have pilot cars. The patching project for Hwy 7, by Newell, will start August 30. There will be a preconstruction hearing on August 18 for the Hwy 71 patching from Hwy 3, north to the Clay County line.

Motion by Arends, second by Hach, to approve and authorize the Chair to sign the contract to purchase 10,000 ton of **gravel** from Higman Sand & Gravel, Washta, Iowa, including hauling to the stockpile site in Maple Valley Township, on C65, at a total cost of \$90,000. Carried.

Engineer Jon Ites is working on Secondary Road **Departmental Rules** and would like the Board to consider changing the wording, that any hours worked during an emergency or a disaster on a Saturday or Sunday, be automatically considered overtime, to solve some of the problems they have when FEMA and Homeland Security come in for reviews. The consensus was to have the Engineer check with the County Attorney for correct wording on changing the Departmental Rules, and the Board will look at it again.

The Chair re-convened the **Public Hearing** of 7/19 on the Road Closing/Vacation on that portion of 470<sup>th</sup> St. between the SW ¼ of Section 26-93-36 and the NW ½ of Section 35-93-36, with Dwight Young, Tom Cavanaugh, Mike Ehlers, and two media present. At the 7/19 Public Hearing, there was interest in vacating a further stretch of road to the bridge. Engineer Jon Ites has gone out to look at the site, and this would add 1,000' to the road closing/vacation, and the cost would be about \$4,000, if the fence is still there. If the fence is removed, and depending on what happens with the trees, Ites estimates a cost of \$3,000. The culvert would be removed, but Engineer Ites isn't sure about the wet spot, whether there is enough material there to solve the problem. If the Board decides to close the road, the vacation wouldn't be complete, until all conditions are met. Tom Cavanaugh asked when it would be done, would it be done before spring planting? Engineer Ites can't guarantee that, but would hope to have it done. Owner asked about a gate, to keep sight-seers from coming down the road and then getting stuck. Engineer Ites said that the first ½ mile, that is still open, will be signed. The owners can request a Class C road, where it is gated and only owners have keys to the lock. Dwight Young asked the Board who was going to pay, and for what? Engineer Ites stated that the Supervisors decide what the stipulations will be, and what the cost participation will be. Young's concern is that it gets done, and would like it done this fall. The Board wants to be cooperative with the landowners. Cavanaugh asked Ites if the ground would be back to "farmable", and Engineer Ites stated that the area will be leveled, but it may not be back to "farmable" if there isn't enough material there. Engineer Ites would prefer to have the landowner contract to get the work done, and have the County participate with a dollar amount. Hearing no other comments, motion by Hach, second by Altena to close the public hearing. Carried. Cavanaugh, Young, and Engineer Ites will get together to discuss costs, and report back to the Board on cost share.

Motion by Merten, second by Ringgenberg, to close that portion of **470<sup>th</sup> St.** between the SW ¼ of Section 26, Township 93 North, Range 36 West of the Fifth Principal Meridian (5<sup>th</sup> P.M.), and the Northwest Quarter (NW ¼) of Section 35, Township 93 North, Range 36 West of the Fifth Principal Meridian (5<sup>th</sup> P.M.), and continuing East for 1,000'. Carried.

Motion by Ringgenberg, second by Hach, to approve the **minutes** of 8/9, as printed, today's claims list, adding an additional \$86.23 to Alliant Energy for Conservation, and the following **reports**: July NWIPDC Policy Council minutes, July Buena Vista VA Commissioners meeting minutes, July Clerk of Court Fees Collected, and July Board of Health minutes. Carried.

**Supervisor Meetings report:** Altena has an Upper Des Moines meeting tonight



There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 11:30 a.m. until, Tuesday, August 23, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-SIXTH MEETING, 2011 SESSION (36)  
AUGUST 23, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 23, 2011 at 8:30 A.M. in the Boardroom with Vice-Chairman Merten presiding, and the following members present: Altena, Hach, 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.

Env Health/Zoning Director Kim Johnson discussed the need for two public hearings for matrix evaluations on two existing hog facilities, which are reducing the square feet of space per hog, and increasing their number of head. Motion by Hach, second by Altena, to set the public hearing for Mike & Michelle Ehlers **matrix evaluation**, located in Section 25, Lee Township, as September 6, at 8:30 a.m., and to set the public hearing for Ken and Deborah Ehlers **matrix evaluation**, in Section 35, Lee Township, as September 6, at 9:30 a.m. Carried.

Motion by Hach, second by Ringgenberg, to **abate** the current taxes of \$916 on parcel #02-08-179-006, and not to refund any taxes already paid. Carried.

Motion by Hach, second by Altena, to approve the **overhead utility permit** application for Iowa Lakes Electric Cooperative, Estherville, IA, for a single phase 7,200 volt overhead power line from the NE corner of the intersection of 40<sup>th</sup> Ave. and 640<sup>th</sup> St., north approximately  $\frac{3}{4}$  of a mile, to service a new turkey facility in Section 22, of Maple Valley Township. Carried

Engineer Jon Ites requested a change in his **equipment** purchase schedule for this year. He would like to purchase a tile truck, with funds saved on the purchase price of the motor grader.

Engineer Jon Ites discussed a **wetland** problem, between Section 2 of Grant and Section 35 of Lincoln Twp. David Garberding has contacted the Engineer about what the County was going to do to solve the drainage problem. Engineer Ites has spoken to landowner Al Sievers about the problem, and has requested Sievers obtain a tile crossing agreement from the neighbors on the north, before the County fixes the road area, which is always wet. Engineer Jon Ites stated that the original wetland didn't involve the County ROW, and Sievers needs to fix the dike, so it works the way it is suppose to.

Motion by Hach, second by Ringgenberg, to approve the minutes of 8/16, as corrected, and the following reports: FY'12 Estimated Local Option Sales Tax monthly distribution payments and August Central Iowa Juvenile Detention Center minutes. Carried.

Motion by Hach, second by Ringgenberg, to approve and authorize the Vice-Chair to sign the Proclamation for Constitution Week 2011, declaring the week of September 17-23 as Constitution Week. Carried.

**PROCLAMATION**  
**Constitution Week 2011**

**Whereas**, September 17, 2011 marks the two hundred and twenty-fourth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

**Whereas**, it is fitting and proper to officially recognize this magnificent document and the anniversary of its creation; and

**Whereas**, it is fitting and proper to officially recognize the patriotic celebrations which will commemorate the occasion; and

**Whereas**, public-law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as constitution week;

**NOW, THEREFORE**, WE, THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, of the State of Iowa, do hereby proclaim September 17 through 23, 2011 to be

**CONSTITUTION WEEK**

In Buena Vista County, and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787.

ADOPTED this the 23<sup>rd</sup> day of August, 2011.

/s/ Paul Merten, Vice-Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Hach, second by Altena, to authorize the Vice-Chair to sign the receipt of Iowa Department of Veterans Affairs letter on state requirements of uses of the state provided allocation funds. Carried.

Motion by Altena, second by Ringgenberg, to approve the Jt. DD #22 Lat 19-113 claim to Palo Alto County Secondary Roads for ditch repairs, in the amount of \$338.00. Carried.

Motion by Hach, second by Altena, authorizing the Chairman and County Auditor to sign the General Obligation Refunding Capital Loan Notes, Series 2011A. Carried.

Motion by Hach, second by Ringgenberg, introducing the following resolution entitled "RESOLUTION APPOINTING BANKERS TRUST COMPANY OF DES MOINES, IOWA, TO SERVE AS PAYING AGEND, NOTE REGISTRAR, AND TRANSFER AGEND, APPROVING THE PAYING AGENT AND NOTE REGISTRAR AND TRANSFER AGENT AGREEMENT AND AUTHORIZING THE

EXECUTION OF THE AGREEMENT”, and moved that the resolution be adopted. The roll was called and the vote was: Ayes: Altena, Hach, Merten, Ringgenberg. Nays: None. Whereupon, the Chairperson declared the resolution duly adopted as follows:

**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**

**WHEREAS**, \$3,580,000 General Obligation Refunding Capital Loan Notes, Series 2011A, dated September 1, 2011, have been sold and action should now be taken to provide for the maintenance of records, registration of certificates and payment of principal and interest in connection with the issuance of the notes; and

**WHEREAS**, this Board has deemed that the services offered by Bankers Trust Company of Des Moines, Iowa, are necessary for compliance with rules, regulations, and requirements governing the registration, transfer and payment of registered notes; and

**WHEREAS**, a Paying Agent, Note Registrar and Transfer Agent Agreement (hereafter "Agreement") has been prepared to be entered into between the County and Bankers Trust Company.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. That Bankers Trust Company of Des Moines, Iowa, is hereby appointed to serve as Paying Agent, Note Registrar and Transfer Agent in connection with the issuance of \$3,580,000 General Obligation Refunding Capital Loan Notes, Series 2011A, dated September 1, 2011.

Section 2. That the Agreement with Bankers Trust Company of Des Moines, Iowa, is hereby approved and that the Chairperson and Auditor are authorized to sign the Agreement on behalf of the County.

**PASSED AND APPROVED** this 23rd day of August, 2011.

/s/ Paul Merten, Vice-Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Hach, second by Merten, that the form of **Tax Exemption Certificate** be place on file and approved. The roll being called thereon, the vote was as follows: Ayes: Altena, Hach, Merten, Ringgenberg. Nays: None. Carried.

Motion by Altena, second by Hach, that the form of **Continuing Disclosure Certificate** be placed on file and approved. The roll being called thereon, the vote was as follows: Ayes: Altena, Hach, Merten, Ringgenberg. Nays: None. Carried.

Motion by Altena, second by Merten, to introduce the following Resolution entitled “RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$3,580,000 GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES, SERIES 2011A, AND LEVYING A TAX TO PAY THE NOTES” and moved that it be adopted. The roll being called thereon, the vote was as follows: Ayes: Altena, Hach, Merten, Ringgenberg. Nays: None. Whereupon, the Chairperson declared the Resolution duly adopted as follows:

**RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN**

**AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE  
ISSUANCE OF \$3,580,000 GENERAL OBLIGATION REFUNDING  
CAPITAL LOAN NOTES, SERIES 2011A, AND LEVYING A TAX TO  
PAY THE NOTES**

**WHEREAS**, the Issuer is a political subdivision duly organized and existing under and by virtue of the laws and Constitution of the State of Iowa; and

**WHEREAS**, the County is in need of funds to pay costs of adjusting, extending and refunding existing general obligation indebtedness of the County, hereinafter set forth as Exhibit "A", attached to this resolution, and it is deemed necessary and advisable that a form of Loan Agreement be approved and authorized and the County should authorize General Obligation Refunding Capital Loan Notes, Series 2011A, to the amount of \$3,580,000 for such purpose; and

**WHEREAS**, it is found and determined that the aforesaid adjustment and refunding of present indebtedness is necessary and in the public interest and will benefit the County and its taxpayers by restructuring one (1) outstanding issue of Notes for purposes of more efficient administration thereof; by conforming the debt service requirements to the anticipated receipt of tax funds thereby reducing the impact of delays in the collection of future taxes upon the County's cash flow; and to adjust the requirements of the outstanding indebtedness so as to facilitate the orderly retirement of Notes anticipated to be issued for future capital improvements; and

**WHEREAS**, it presently appears that the aforesaid benefits may be realized and at the same time savings may be effected in the debt service fund requirements of the County by refunding of the notes set forth in the schedule set forth as Exhibit "A", attached to this Resolution and made a part hereof by this reference; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- "Authorized Denominations" shall mean \$5,000 or any integral multiple thereof.
- "Beneficial Owner" shall mean the person in whose name such Note is recorded as the beneficial owner of a Note by a Participant on the records of such Participant or such person's subrogee.
- "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Notes.
- "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate executed by the Issuer and dated the date of issuance and delivery of the Notes, as originally executed and as it may be amended from time to time in accordance with the terms thereof.
- "Crossover Date" shall mean June 1, 2014.
- "Depository Notes" shall mean the Notes as issued in the form of one global certificate for each maturity, registered in the Registration Books maintained by

the Registrar in the name of DTC or its nominee.

- "DTC" shall mean The Depository Trust Company, New York, New York, a limited purpose trust company, or any successor book-entry securities depository appointed for the Notes.
- "Escrow Fund" shall mean the fund established under the terms of a Refunding Trust Agreement dated September 1, 2011, for the deposit of the proceeds of the Notes issued hereunder.
- "Issuer" and "County" shall mean Buena Vista County, State of Iowa.

"Loan Agreement" shall mean a Loan Agreement between the Issuer and a lender or lenders in substantially the form attached to and approved by this Resolution.

- "Note Fund" shall mean the fund required to be established by Section 4 of this Resolution.
- "Notes" shall mean \$3,580,000 General Obligation Refunding Capital Loan Notes, Series 2011A authorized to be issued by this Resolution.
- "Participants" shall mean those broker-dealers, banks and other financial institutions for which DTC holds Notes as securities depository.
- "Paying Agent" shall mean Bankers Trust Company, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Notes as the same shall become due.
- "Project" shall mean adjusting, extending and refunding existing outstanding general obligation indebtedness of the County.
- "Rebate Fund" shall mean the fund so defined in and established pursuant to the Tax Exemption Certificate.
- "Refunded Notes" shall mean \$3,320,000 of the \$4,800,000 General Obligation Law Enforcement Center Bonds, Series 2006, dated August 15, 2006.
- "Registrar" shall mean Bankers Trust Company of Des Moines, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Notes. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Notes.
- "Representation Letter" shall mean the Blanket Issuer Letter of Representations executed and delivered by the Issuer to DTC on file with DTC.
- "Resolution" shall mean this resolution authorizing the issuance of the Notes.
- "Tax Exemption Certificate" shall mean the Tax Exemption

Certificate executed by the Treasurer and delivered at the time of issuance and delivery of the Notes.

- "Treasurer" shall mean the County Treasurer or such other officer as shall

succeed to the same duties and responsibilities with respect to the recording and payment of the Notes issued hereunder.

- "Trustee" shall mean Bankers Trust Company of Des Moines, Iowa, or its successor as may be approved pursuant to the "Refunding Trust Agreement" referred to herein between the Issuer and the Trustee for the purpose of insuring the payment of the outstanding notes.

Section 2. The form of Loan Agreement in substantially the form attached to this Resolution is hereby approved and is authorized to be executed and issued on behalf of the Issuer by the Chairperson

and attested by the County Auditor.

Section 3. Levy and Certification of Annual Tax; Other Funds to be Used.

(a) Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Notes hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in Buena Vista County, State of Iowa, to-wit:

AMOUNT	FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION
\$ 68,390.63	*2011/2012
\$ 91,187.50	*2012/2013
\$ 91,187.50	*2013/2014
\$351,187.50	2014/2015
\$355,987.50	2015/2016
\$355,587.50	2016/2017
\$355,087.50	2017/2018
\$354,487.50	2018/2019
\$353,502.50	2019/2020
\$356,687.50	2020/2021
\$354,037.50	2021/2022
\$355,650.00	2022/2023
\$356,515.00	2023/2024
\$356,602.50	2024/2025
\$351,050.00	2025/2026

(NOTE: For example the levy to be made and certified against the taxable valuations of January 1, 2011, will be collected during the fiscal year commencing July 1, 2012).

\* The following amounts of interest will be paid from the Escrow Fund described in Section 17 of this Resolution:

AMOUNT OF	FISCAL YEAR (JULY 1 TO JUNE 30)
-----------	---------------------------------

PAID	INTEREST IN WHICH PAYMENT IS MADE
\$68,390.63	2011/2012
\$91,187.50	2012/2013
\$91,187.50	2013/2014

\*Tax levies heretofore made pursuant to the provisions of Chapter 76 of the Code of Iowa, for payment of the issue of Bonds being refunded, as set forth in the schedule attached as Exhibit "A", shall remain in effect as levied and be collected and applied as provided in the resolution authorizing the General Obligation Law Enforcement Center Bonds, Series 2006, dated August 15, 2006, levying such taxes through the fiscal year ending June 30, 2014, and shall be spread upon the tax rolls and collected in all such years unless the Trustee of the Refunding Trust Agreement authorized by Section 17 hereof shall certify to the Issuer that the Trustee has available moneys with which to pay the principal and interest of Bonds being refunded.

(b) Resolution to be Filed With County Auditor. A certified copy of this Resolution should be filed with the County Auditor of Buena Vista County, State of Iowa, and said Auditor is hereby instructed in and for each of the years as provided, to levy and assess the tax hereby authorized in Section 3 of this Resolution, in like manner as other taxes are levied and assessed, and such taxes so levied in and for each of the years aforesaid be collected in like manner as other taxes of the County are collected, and when collected be used for the purpose of paying principal and interest on said Notes issued in anticipation of said tax, and for no other purpose whatsoever.

(c) Additional County Funds Available. Principal and interest coming due at anytime when the proceeds of such tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the County available for that purpose and reimbursement shall be made from such special fund in the amounts thus advanced.

Section 4. Note Fund. The tax shall be assessed and collected each year at the same time and in the same manner as, and in addition to, all other taxes in and for the County, and when collected they shall be converted into a special fund within the Debt Service Fund to be known as the "GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTE FUND 2011A NO. 1" (the "Note Fund"), which is hereby pledged for and shall be used only for the payment of the principal of and interest on the Notes hereinafter authorized to be issued; and also there shall be apportioned to the fund its proportion of taxes received by the County from property that is centrally assessed by the State of Iowa.

Section 5. Application of Note Proceeds. Proceeds of the Notes shall be credited to the Escrow Fund, pursuant to Section 17 of this Resolution.

Section 6. Investments of Note Fund Proceeds. All moneys held in the Note Fund and the Project Fund, shall be invested in investments permitted by Chapter 12B, Code of Iowa, 2011 (formerly Chapter 452, Code of Iowa, as amended) or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with the State Sinking Fund provided under Chapter 12C of the Code of Iowa, 2011, as amended or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for payment of principal of or interest on the Notes as herein provided.

Section 7. Note Details, Execution and Redemption.

(a) Note Details. General Obligation Refunding Capital Loan Notes, Series 2011A, of the County in the total amount of \$3,580,000, shall be issued to evidence the obligations of the Issuer under the Loan Agreement pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, as amended, for the aforesaid purpose. The Notes shall be issued in one or more series and shall be on a parity and secured equally and ratably from the sources provided in Section 3 of this Resolution. The Notes shall be designated "GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES, SERIES 2011A NO. 1", be dated September 1, 2011, and bear interest from the date thereof, until payment thereof, at the office of the Paying Agent, the interest payable on June 1, 2012, and semiannually thereafter on the 1st day of June and December in each year until maturity at the rates hereinafter provided.

The Notes shall be executed by the manual or facsimile signature of the Chairperson and attested by the manual or facsimile signature of the County Auditor, and impressed or printed with the seal of the County and shall be fully registered as to both principal and interest as provided in this Resolution. Principal, interest and premium, if any, shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Note. The Notes shall be in the denomination of \$5,000 or multiples thereof and shall mature and bear interest as follows:

Principal Amount	Interest Rate	Maturity June 1st
\$260,000	2.00%	2015
\$270,000	2.00%	2016
\$275,000	2.00%	2017
\$280,000	2.00%	2018
\$285,000	2.10%	2019
\$290,000	2.35%	2020
\$300,000	2.55%	2021
\$305,000	2.75%	2022
\$315,000	2.90%	2023
\$325,000	3.05%	2024
\$335,000	3.15%	2025
\$340,000	3.25%	2026

(b) Redemption. Notes maturing after June 1, 2018, may be called for redemption by the Issuer and paid before maturity on such date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' notice of redemption shall be given by ordinary mail, or such electronic means as required by law or common practice to the registered owner of the Note. Failure to give such notice by mail to any registered owner of the Notes or any defect therein shall not affect the validity of any proceedings for the redemption of the Notes. All notes or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment.

If selection by lot within a maturity is required, the Registrar shall designate the notes to be redeemed by random selection of the names of the registered owners of the entire annual maturity until



the total amount of notes to be called has been reached.

Section 8. Issuance of Notes in Book-Entry Form; Replacement Notes.

(a) Notwithstanding the other provisions of this Resolution regarding registration, ownership, transfer, payment and exchange of the Notes, unless the Issuer determines to permit the exchange of Depository Notes for Notes in the Authorized Denominations, the Notes shall be issued as Depository Notes in denominations of the entire principal amount of each maturity of Notes (or, if a portion of the principal amount is prepaid, the principal amount less the prepaid amount); and such Depository Notes shall be registered in the name of Cede & Co., as nominee of DTC. Payment of semi-annual interest for any Depository Note shall be made by wire transfer or New York Clearing House or equivalent next day funds to the account of Cede & Co. on the interest payment date for the Notes at the address indicated in or pursuant to the Representation Letter.

(b) With respect to Depository Notes, neither the Issuer nor the Paying Agent shall have any responsibility or obligation to any Participant or to any Beneficial Owner. Without limiting the immediately preceding sentence, neither the Issuer nor the Paying Agent shall have any responsibility or obligation with respect to (i) the accuracy of the records of DTC or its nominee or of any Participant with respect to any ownership interest in the Notes, (ii) the delivery to any Participant, any Beneficial Owner or any other person, other than DTC or its nominee, of any notice with respect to the Notes, (iii) the payment to any Participant, any Beneficial Owner or any other person, other than DTC or its nominee, of any amount with respect to the principal of, premium, if any, or interest on the Notes, or (iv) the failure of DTC to provide any information or notification on behalf of any Participant or Beneficial Owner.

The Issuer and the Paying Agent may treat DTC or its nominee as, and deem DTC or its nominee to be, the absolute owner of each Note for the purpose of payment of the principal of, premium, if any, and interest on such Note, for the purpose of all other matters with respect to such Note, for the purpose of registering transfers with respect to such Notes, and for all other purposes whatsoever (except for the giving of certain Noteholder consents, in accordance with the practices and procedures of DTC as may be applicable thereto). The Paying Agent shall pay all principal of, premium, if any, and interest on the Notes only to or upon the order of the Noteholders as shown on the Registration Books, and all such payments shall be valid and effective to fully satisfy and discharge the Issuer's obligations with respect to the principal of, premium, if any, and interest on the Notes to the extent so paid. Notwithstanding the provisions of this Resolution to the contrary (including without limitation those provisions relating to the surrender of Notes, registration thereof, and issuance in Authorized Denominations), as long as the Notes are Depository Notes, full effect shall be given to the Representation Letter and the procedures and practices of DTC thereunder, and the Paying Agent shall comply therewith.

(c) Upon (i) a determination by the Issuer that DTC is no longer able to carry out its functions or is otherwise determined unsatisfactory, or (ii) a determination by DTC that the Notes are no longer eligible for its depository services or (iii) a determination by the Paying Agent that DTC has resigned or discontinued its services for the Notes, if such substitution is authorized by law, the Issuer shall (A) designate a satisfactory substitute depository as set forth below or, if a satisfactory substitute is not found, (B) provide for the exchange of Depository Notes for replacement Notes in Authorized Denominations.

(d) To the extent authorized by law, if the Issuer determines to provide for the exchange of Depository Notes for Notes in Authorized Denominations, the Issuer shall so notify the Paying Agent and shall provide the Registrar with a supply of executed unauthenticated Notes to be so exchanged. The Registrar shall thereupon notify the owners of the Notes and provide for such exchange, and to the extent that the Beneficial Owners are designated as the transferee by the owners, the Notes will be delivered in appropriate form, content and Authorized Denominations to the Beneficial Owners, as their interests appear.

(e) Any substitute depository shall be designated in writing by the Issuer to the Paying Agent. Any such substitute depository shall be a qualified and registered "clearing agency" as provided in Section 17A of the Securities Exchange Act of 1934, as amended. The substitute depository shall provide for (i) immobilization of the Depository Notes, (ii) registration and transfer of interests in Depository Notes by book entries made on records of the depository or its nominee and (iii) payment of principal of, premium, if any, and interest on the Notes in accordance with and as such interests may appear with respect to such book entries.

Section 9. Registration of Notes; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

(a) Registration. The ownership of Notes may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the Notes, and in no other way. Bankers Trust Company is hereby appointed as Registrar under the terms of this Resolution and under the provisions of a separate agreement with the Issuer filed herewith which is made a part hereof by this reference. Registrar shall maintain the books of the Issuer for the registration of ownership of the Notes for the payment of principal of and interest on the Notes as provided in this Resolution. All Notes shall be negotiable as provided in Article 8 of the Uniform Commercial Code subject to the provisions for registration and transfer contained in the Notes and in this Resolution.

(b) Transfer. The ownership of any Note may be transferred only upon the Registration Books kept for the registration and transfer of Notes and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Note (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Note, a new fully registered Note, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Note, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

(c) Registration of Transferred Notes. In all cases of the transfer of the Notes, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Notes, in accordance with the provisions of this Resolution.

(d) Ownership. As to any Note, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Notes and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to

satisfy and discharge the liability upon such Note, including the interest thereon, to the extent of the sum or sums so paid.

(e) Cancellation. All Notes which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Notes which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer; provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Notes to the Issuer.

(f) Non-Presentment of Notes. In the event any payment check representing payment of principal of or interest on the Notes is returned to the Paying Agent or if any note is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Notes shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Notes shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Notes who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Notes. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent, shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Notes of whatever nature shall be made upon the Issuer.

(g) Registration and Transfer Fees. The Registrar may furnish to each owner, at the Issuer's expense, one note for each annual maturity. The Registrar shall furnish additional Notes in lesser denominations (but not less than the minimum denomination) to an owner who so requests.

Section 10. Reissuance of Mutilated, Destroyed, Stolen or Lost Notes. In case any outstanding Note shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Note of like tenor and amount as the Note so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Note to Registrar, upon surrender of such mutilated Note, or in lieu of and substitution for the Note destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Note has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 11. Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Note, shall be made to the registered holder thereof or to their designated Agent as the same appear on the books of the Registrar on the 15th day preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Notes to the extent of the payments so made. Payment of principal shall only be made upon surrender of the Note to the Paying Agent.

Section 12. Execution, Authentication and Delivery of the Notes. The Chairperson and Auditor shall execute and deliver the Notes to the Registrar, who shall authenticate the Notes and deliver the same to or upon order of the Purchaser. No Note shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Note a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Note executed on behalf of the Issuer shall be conclusive evidence that the Note so authenticated has been duly issued under this Resolution and that the

holder thereof is entitled to the benefits of this Resolution.

No Notes shall be authenticated and delivered by the Registrar, unless and until there shall have been provided the following:

1. A certified copy of the resolution of Issuer approving the execution of a Loan Agreement and a copy of the Loan Agreement;
2. A written order of Issuer signed by the County Treasurer directing the authentication and delivery of the Notes to or upon the order of the Purchaser upon payment of the purchase price as set forth therein;
3. The approving opinion of Ahlers & Cooney, P.C., Bond Counsel, concerning the validity and legality of all the Notes proposed to be issued.

Section 13. Right to name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered noteholder.

Section 14. Form of Note. Notes shall be printed in substantial compliance with standards proposed by the American Standards Institute substantially in the form as follows: (see Resolution on file for the form of the note)

The text of the Notes to be located thereon at the item numbers shown shall be as follows:

Item 1, figure 1= "STATE OF IOWA"  
"BUENA VISTA COUNTY"  
"GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTE"  
"SERIES 2011A"  
"ESSENTIAL COUNTY PURPOSE"

Item 2, figure 1= Rate: \_\_\_\_\_ %  
Item 3, figure 1= Maturity: \_\_\_\_\_  
Item 4, figure 1= Note Date: September 1, 2011  
Item 5, figure 1=CUSIP No.: \_\_\_\_\_  
Item 6, figure 1="Registered"  
Item 7, figure 1=Certificate No. \_\_\_\_\_  
Item 8, figure 1= Principal Amount: \$5,000

Item 9, figure 1= Buena Vista County, State of Iowa, a political subdivision organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

Item 9A, figure 1 = (Registration panel to be completed by Registrar or Printer with name of Registered Owner).

Item 10, figure 1 = or registered assigns, the principal sum of (principal amount written out) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of Bankers Trust Company, Des Moines, Iowa, Paying Agent of this issue, or its successor, with interest on such sum from the date hereof until paid at the rate per annum specified above, payable on June 1, 2012, and semiannually thereafter

on the 1st day of June and December in each year.

Interest and principal shall be paid to the registered holder of the Note as shown on the records of ownership maintained by the Registrar as of the 15th day preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

This Note is issued pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, as amended, for the purpose of paying costs of adjusting, extending and refunding existing outstanding general obligation indebtedness of Buena Vista County, State of Iowa, in order to evidence the obligations of the Issuer, under a certain Loan Agreement dated August 23, 2011, the proceeds of the notes of this issue being deposited in trust, pursuant to the terms of a Refunding Trust Agreement, and in conformity to a Resolution of the Board of the Issuer duly passed and approved.

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a limited purpose trust company ("DTC"), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other Issuer as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

Notes maturing after June 1, 2018, may be called for redemption by the Issuer and paid before maturity on such date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' notice of redemption shall be given by ordinary mail, or such electronic means as required by law or common practice to the registered owner of the Note. Failure to give such notice by mail to any registered owner of the Notes or any defect therein shall not affect the validity of any proceedings for the redemption of the Notes. All notes or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment.

If selection by lot within a maturity is required, the Registrar shall designate the notes to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of notes to be called has been reached.

Ownership of this Note may be transferred only by transfer upon the books kept for such purpose by Bankers Trust Company, Des Moines, Iowa, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Note at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered noteholders of such change. All Notes shall be negotiable as provided in Article 8 of the Uniform Commercial Code and subject to the provisions for registration and transfer contained in the Note Resolution.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Note, have been existent, had, done and performed as required by law; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the territory of the Issuer for the payment of the principal and interest of this Note as the same will respectively become due; that the faith, credit, revenues and resources and all the real and personal property of the Issuer are irrevocably pledged for the prompt payment hereof, both principal and interest; and the total indebtedness of the

Issuer including this Note, does not exceed the constitutional or statutory limitations.

This Note is a "qualified tax-exempt obligation" designated by the Issuer for purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986.

IN TESTIMONY WHEREOF, the Issuer by its Board of Supervisors, has caused this Note to be signed by the manual signature of its Chairperson and attested by the manual signature of its County Auditor, with the seal of said County impressed hereon, and to be authenticated by the manual signature of an authorized representative of the Registrar, Bankers Trust Company, Des Moines, Iowa.

Item 11, figure 1 = Date of authentication:

Item 12, figure 1 = This is one of the Notes described in the within mentioned Resolution, as registered by Bankers Trust Company.

BANKERS TRUST COMPANY, Registrar Des

---

Moines, Iowa 50309

By:Authorized Signature

Item 13, figure 1 = Registrar and Transfer

Bankers Trust Company

Agent:

Paying Agent:

Bankers Trust Company

SEE REVERSE FOR CERTAIN DEFINITIONS

Item 14, figure 1 =

(Seal)

Item 15, figure 1 =

(Signature Block)

BUENA VISTA COUNTY, STATE OF IOWA

---

By: (manual signature)

Chairperson

ATTEST:

By: (manual signature)

County Auditor

Item 16, figure 1 = (Assignment Block)

(Information Required for Registration)

## ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_ (Social Security or Tax Identification No. \_\_\_\_\_ ) the within Note and does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney in fact to transfer the said Note on the books kept for registration of the within Note, with full power of substitution in the premises.

Dated: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Person(s) executing this Assignment sign(s) here)

SIGNATURE )  
GUARANTEED) \_\_\_\_\_

### IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or bond(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

### INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) \_\_\_\_\_

Address of Transferee(s) \_\_\_\_\_

Social Security or Tax Identification

Number of Transferee(s) \_\_\_\_\_

Transferee is a(n):

Individual\* Corporation \_\_\_\_\_

Partnership Trust \_\_\_\_\_

\*If the Note is to be \_\_\_\_\_ registered in the  
names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Note, shall be construed as though written out in full according to applicable laws or regulations:

TEN COM - as tenants in common

TEN ENT - as tenants by the entireties

JT TEN - as joint tenants with rights of survivorship and not as tenants in common

IA UNIF TRANS MIN ACT - ..... Custodian.....

(Cust) (Minor)

Under Iowa Uniform Transfers to Minors Act.....

ADDITIONAL ABBREVIATIONS MAY  
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

Section 15. Contract Between Issuer and Purchaser. This Resolution shall constitute a contract between the County and the purchaser of the Notes.

Section 16. Non-Arbitrage Covenants. The Issuer reasonably expects and covenants that no use will be made of the proceeds from the issuance and sale of the Notes issued hereunder which will cause any of the Notes to be classified as arbitrage bonds within the meaning of Section 148(a) and (b) of the Internal Revenue Code of the United States, and that throughout the term of the Notes it will comply with the requirements of such statute and regulations issued thereunder.

To the best knowledge and belief of the Issuer, there are no facts or circumstances that would materially change the foregoing statements or the conclusion that it is not expected that the proceeds of the Notes will be used in a manner that would cause the Notes to be arbitrage bonds. Without limiting the generality of the foregoing, the Issuer hereby agrees to comply with the provisions of the Tax Exemption Certificate and the provisions of the Tax Exemption Certificate are hereby incorporated by reference as part of this Resolution. The Treasurer is hereby directed to make and insert all calculations and determinations necessary to complete the Tax Exemption Certificate in all respects and to execute and deliver the Tax Exemption Certificate at issuance of the Notes to certify as to the reasonable expectations and covenants of the Issuer at that date.

Any funds received from the Trustee for use of the Paying Agent, to pay principal and interest on the notes to be refunded shall be held in cash or non-interest bearing demand deposits separate from all other moneys or accounts of the Issuer.

Section 17. Deposit of Proceeds in Escrow. \$3,535,174.54 of the proceeds derived from the sale of the notes herein authorized, shall be placed in escrow with Bankers Trust Company as Trustee under the Refunding Trust Agreement dated as of September 1, 2011, which Trustee shall 1) hold such proceeds in a special and irrevocable trust fund, 2) invest such proceeds only in cash or direct obligations of the United States, and 3) apply such proceeds and earnings thereon only in accordance with the terms and conditions of the Refunding Trust Agreement in such manner that the amounts deposited will be sufficient, without the need of any further investment or reinvestment to retire all of the Refunded Bonds on June 1, 2014, the "Crossover Date", and to pay interest falling due on the Bonds on or before the Crossover Date. All the terms and conditions of the Refunding Trust Agreement are hereby incorporated by reference in this Resolution as if set forth herein in full. The Refunding Trust Agreement is hereby approved and confirmed as binding upon the Issuer, and the Chairperson and County Auditor are hereby authorized to execute the same on behalf of the Issuer and to authorize Bankers Trust Company, Registrar and Paying Agent for the Refunded Bonds, to call the appropriate Refunded Bonds for redemption on the crossover date pursuant to the provisions of the resolution authorizing their issuance.

Section 18. Severability Clause. If any section, paragraph, clause or provision of this Resolution be held invalid, such invalidity shall not affect any of the remaining provisions hereof, and this Resolution shall become effective immediately upon its passage and approval.

Section 19. Continuing Disclosure. The Issuer hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate, and the provisions of the Continuing Disclosure Certificate are hereby incorporated by reference as part of this Resolution and made a part hereof. Notwithstanding any other provision of this Resolution, failure of the Issuer to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any holder of the Notes or



Beneficial Owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Issuer to comply with its obligations under the Continuing Disclosure Certificate. For purposes of this Section, "Beneficial Owner" means any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Notes (including persons holding Notes through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Notes for federal income tax purposes.

Section 20. Additional Covenants, Representations and Warranties of the Issuer. The Issuer certifies and covenants with the purchasers and holders of the Notes from time to time outstanding that the Issuer through its officers, (a) will make such further specific covenants, representations and assurances as may be necessary or advisable; (b) comply with all representations, covenants and assurances contained in the Tax Exemption Certificate, which Tax Exemption Certificate shall constitute a part of the contract between the Issuer and the owners of the Notes; (c) consult with bond counsel (as defined in the Tax Exemption Certificate); (d) pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Notes; (e) file such forms, statements and supporting documents as may be required and in a timely manner; and (f) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Issuer in such compliance.

Section 21. Amendment of Resolution to Maintain Tax Exemption. This Resolution may be amended without the consent of any owner of the Notes if, in the opinion of bond counsel, such amendment is necessary to maintain tax exemption with respect to the Notes under applicable Federal law or regulations.

Section 22. Qualified Tax-Exempt Obligations. For the sole purpose of qualifying the Notes as "Qualified Tax Exempt Obligations" pursuant to the Internal Revenue Code of the United States, the Issuer designates the Notes as qualified tax-exempt obligations and represents that the reasonably anticipated amount of tax exempt governmental obligations which will be issued during the current calendar year will not exceed Ten (10) Million Dollars.

Section 23. Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

PASSED AND APPROVED this 23rd day of August, 2011.

/s/ Paul Merten, Vice-Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

All of the following motions are related to the \$3,580,000 General Obligation Refunding Capital Loan Notes, Series 2011A:

Motion by Ringgenberg, second by Hach, authorizing the County Treasurer to sign the **Tax Exemption Certificate**. Carried.

Motion by Ringgenberg, second by Hach, authorizing the Chair to sign the **Continuing Disclosure Certificate**. Carried.

Motion by Hach, second by Altena, authorizing the Chair to sign the **Loan Agreement**. Carried.

Motion by Altena, second by Ringgenberg, authorizing the Chair, Auditor, and Treasurer to sign the **Delivery Certificate**. Carried.

Motion by Hach, second by Ringgenberg, authorizing the Chair to sign the **Transcript Certificate**. Carried.

Motion by Altena, second by Hach, authorizing the Treasurer to sign the **Authentication Order**. Carried.

Motion by Hach, second by Altena, authorizing the Chair to sign the **Form 8038-G-Information Return for Tax Exempt Governmental Obligations**. Carried.

Motion by Ringgenberg, second by Altena, authorizing the Auditor to sign the **County Auditor's Certificate**. Carried.

Motion by Ringgenberg, second by Hach, authorizing the Chair to sign the **Refunding Trust Agreement**. Carried.

Motion by Hach, second by Ringgenberg, to approve **Juvenile Court Services** request to have youth paint the oil storage building on Hudson St., through their community services program. Carried.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 11:45 a.m. until, Tuesday, August 30, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-SEVENTH MEETING, 2011 SESSION (37)  
AUGUST 30, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 30, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Env Health/Zoning Director Kim Johnson presented information on a minor S/D request of Martin Glienke in Section 14 of Maple Valley Township. Motion by Hach, second by Altena, to approve **Resolution #2011-08-30-A**, the Minor S/D request of Martin Glienke in Section 14, Maple Valley Township, and to authorize the Chair to sign. Carried.

## **RESOLUTION 2011-08-30-A**

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

### **DESCRIPTION: LOT E**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW ¼ NW ¼) OF SECTION 14, 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 Southwest (SW) Corner of the Northwest Quarter (NW ¼) of said Section 14; Thence on an assumed bearing of North 00° 00' 00" East, along the West line of said Northwest Quarter (NW ¼), 228.89 feet; Thence South 88° 45' 50" East, 578.30 feet; Thence South 00° 02' 34" West, 217.94 feet to the South line of said Northwest Quarter (NW ¼); Thence North 89° 50' 58" West, along said South line, 578.00 feet to the Point of Beginning.

Hereafter known as Lot E of Section 14, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 2.97 Acres and is subject to all easements of record.

### **DESCRIPTION: LOT F**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW ¼ NW ¼) OF SECTION 14, 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 Southwest (SW) Corner of the Northwest Quarter (NW ¼) of said Section 14; Thence on an assumed bearing of North 00° 00' 00" East, along the West line of said Northwest Quarter (NW ¼), 228.89 feet to the Point of Beginning. Thence South 88° 45' 50" East, 578.30 feet; Thence North 00° 02' 34" East, 331.06 feet; Thence North 89° 15' 19" West, 578.46 feet to the West line of said Northwest Quarter (NW ¼); Thence South 00° 00' 00" West, along said West line, 326.11 feet to the Point of Beginning.

Hereafter known as Lot F of Section 14, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 4.36 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 E**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW ¼ NW ¼) OF SECTION 14, 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 Southwest (SW) Corner of the Northwest Quarter (NW ¼) of said Section 14; Thence on an assumed bearing of North 00° 00' 00" East, along the West line of said Northwest Quarter (NW ¼), 228.89 feet; Thence South 88° 45' 50" East, 578.30 feet; Thence South 00° 02' 34" West, 217.94 feet to the South line of said

Northwest Quarter (NW ¼); Thence North 89° 50' 58" West, along said South line, 578.00 feet to the Point of Beginning.

Hereafter known as Lot E of Section 14, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION: LOT F**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW ¼ NW ¼) OF SECTION 14, 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 Southwest (SW) Corner of the Northwest Quarter (NW ¼) of said Section 14; Thence on an assumed bearing of North 00° 00' 00" East, along the West line of said Northwest Quarter (NW ¼), 228.89 feet to the Point of Beginning. Thence South 88° 45' 50" East, 578.30feet; Thence North 00° 02' 34" East, 331.06 feet; Thence North 89° 15' 19" West, 578.46 feet to the West line of said Northwest Quarter (NW ¼); Thence South 00° 00' 00" West, along said West line, 326.11 feet to the Point of Beginning.

Hereafter known as Lot F of Section 14, Township 90 North, Range 38 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 SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW ¼ NW ¼) OF SECTION 14, 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 Southwest (SW) Corner of the Northwest Quarter (NW ¼) of said Section 14; Thence on an assumed bearing of North 00° 00' 00" East, along the West line of said Northwest Quarter (NW ¼), 228.89 feet; Thence South 88° 45' 50" East, 578.30 feet; Thence South 00° 02' 34" West, 217.94 feet to the South line of said Northwest Quarter (NW ¼); Thence North 89° 50' 58" West, along said South line, 578.00 feet to the Point of Beginning.

Hereafter known as Lot E of Section 14, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION: LOT F**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW ¼ NW ¼) OF SECTION 14, 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 Southwest (SW) Corner of the Northwest Quarter (NW ¼) of said Section 14; Thence on an assumed bearing of North 00° 00' 00" East, along the West line of said Northwest Quarter (NW ¼), 228.89 feet to the Point of Beginning. Thence South 88° 45' 50" East, 578.30feet; Thence North 00° 02' 34" East, 331.06 feet; Thence North 89° 15' 19" West, 578.46 feet to the West line of said Northwest Quarter (NW ¼); Thence South 00° 00' 00" West, along said West line, 326.11 feet to the Point of Beginning.

Hereafter known as Lot F of Section 14, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 30<sup>th</sup> day of August, 2011.

/s/ Dale Arends, Chair. Board of Supervisors.....Attest: Leigh Madsen, Deputy Auditor

Env Health/Zoning Director Kim Johnson discussed a letter she received from FEMA on the Flood Plain designation. Effective 8-10-11 Buena Vista County has been approved to be in the National Flood Insurance Program. Residents will now be able to purchase flood insurance.

Motion by Merten, second by Hach, to approve the minutes of 8/23, as printed, today's claims approval list, and the following report: August Buena Vista VA Commissioners Board minutes. Carried.

Motion by Altena, second by Ringgenberg, authorizing Ken Hach to sign the FY '12 Substance Abuse Prevention Services Contract, in the amount of \$3,750. Carried.

Arends reported that he had spoken to one person regarding being a member of the Community Foundation, they declined. Arends encouraged the other Board Members to keep looking for a replacement.

Motion by Hach, second by Altena, to approve and authorize the Chair to sign the Proclamation for Business Appreciation Week, declaring the week of October 9, 2011 as Business Appreciation Week in Buena Vista County. 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 30<sup>th</sup> day of August, 2011, 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 October 9, 2011, be, and is hereby, Business Appreciation Week in Buena Vista County, Iowa.

ADOPTED this the 30<sup>th</sup> day of August, 2011.

/s/ Dale Arends, Chair. Board of Supervisors.....Attest: Leigh Madsen, Deputy Auditor

It was the consensus of the Board not to take action at this time for the DHS request for a copy machine.

Buena Vista County has received a refund from TASC for unused funds from the plan year of 7-1-09 to 6-30-10 in the amount of \$1,017.93 and from the plan year of 7-1-10 to 12-31-10 in the amount of \$493.03. Motion by Ringgenberg, second by Merten to deposit the refund of unused funds in the amount of \$1,510.96 into the SafeT Fund. Carried.

County Assessor Kathy Croker was present for hear the public portion of the agenda. She updated the Board on the progress of the new County website. Croker showed the Board some examples of how they could arrange their page and information that could be included. Croker also asked for some input as to what they want on their web page. Board members were asked to have ideas for discussion at the next meeting.

Bldg/Grounds Supt. Steve Hammen updated the Board on his department's activities. Hammen and his staff have been working at the LEC to get ready for the jail inspection. Hammen also discussed the policy for use of public meeting rooms. Hammen discussed renovations to the counters at the public health after an injury. The renovations will be put into next year's projects. He also showed the plans for the remodeling of the Recorder's office. Work is scheduled to begin in October. Hammen commented that had received an inquiry to his department on cleaning products that are being used. The products are the same ones that have been used for years. MSDS sheets are available for all products that are being used in the County buildings.

Engineer Jon Ites presented underground utility permits. It was the consensus of the Board not to approve the underground utility permit for sewer and water with the City along business 71 until the drainage problem is resolved. Ites updated the Board on current roads projects.

Motion by Hach, second by Altena, to approve the underground utility permit of Iowa Lakes Electric Cooperative for a 3 phase power line along 180th Ave., between Section 31 & 32, in Lee Township. Carried.

City Clerk Justin Yarosevich met with the Board to discuss a Memorandum Agreement between the City and the County regarding voting precincts. The City's first plan submitted to the Secretary of State's Office was rejected. The population numbers have been corrected, and they are asking the Board to sign the revised agreement. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the Memorandum Agreement between the City of Storm Lake and Buena Vista County. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:20 a.m. until, Tuesday, September 6, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-EIGHTH MEETING, 2011 SESSION (38)  
SEPTEMBER 6, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 6, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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, Hach, and Ringgenberg. Nays: none. Abstentions: none.

The Chair opened the public hearing for a **Master Matrix** for Mike Ehlers with Env Health/Zoning Director Kim Johnson in attendance. Motion by Hach, second by Ringgenberg to close the public hearing and to approve and authorize the Chair to sign **Resolution #2011-09-06-A**. Carried.

**RESOLUTION 2011-09-06-A**

Recommending approval of the Mike Ehlers Finisher (Michael & Michelle Ehlers) Construction Application to the Iowa Dept. of Natural Resources.

**WHEREAS**, the Buena Vista County Board of Supervisors has adopted the Master Matrix CAFO construction applications to provide an opportunity for local input; and

**WHEREAS**, a construction application for increasing animal numbers only with no construction at an existing confinement facility has been submitted by Michael & Michelle Ehlers on August 15th, 2011; and

**WHEREAS**, the Buena Vista County Environmental Health Director has reviewed the application using the Master Matrix, finding a score of 475 points, and has verified all of the elements of the application for accuracy; and

**WHEREAS**, the minimum score set by the DNR is 440 points.

**WHEREAS**, the Board of Supervisors published a notice in the Pilot Tribune on August 30th, 2011 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on September 6th, 2011, for the purpose of receiving public comment; with no response provided:

**WHEREAS**, the Board of Supervisors shall submit the recommendation within 30 days of DNR receipt of application,

**WHEREAS**, the Board of Supervisors, has assembled their comments with knowledge provided for submission to the DNR;

**NOW THEREFORE BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby recommends approval of the construction application of the Mike Ehlers Finisher (Michael & Michelle Ehlers) Construction Application.

**PASSED, APPROVED AND ADOPTED** this 6<sup>h</sup> day of September, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: Leigh Madsen, Deputy County Auditor

Emergency Mgmt. Coordinator Aimee Barritt discussed the **CDBG Grant** application for tornado damage victims. The assistance is limited to those who were underinsured or uninsured and earn less

that 80% of the Median Federal Income. Their property also needed to have been evaluated by FEMA. The assistance is in the form of a five year forgivable loan if the owner stays at the site for five years. Motion by Hach, second by Altena to direct Barritt to send letters to the 26 sites that FEMA evaluated, and to support the plan if there are eligible residents. Carried

The Chair opened the public hearing for a **Master Matrix** for Ken Ehlers with Env Health/Zoning Director Kim Johnson in attendance. Motion by Hach, second by Ringgenberg to close the public hearing and to approve and authorize the Chair to sign **Resolution #2011-09-06-B**. Carried.

#### **RESOLUTION 2011-09-06-B**

Recommending approval of the Kenneth Ehlers Finisher (Kenneth J. & Deborah A. Ehlers) Construction Application to the Iowa Dept. of Natural Resources.

**WHEREAS**, the Buena Vista County Board of Supervisors has adopted the Master Matrix CAFO construction applications to provide an opportunity for local input; and

**WHEREAS**, a construction application for increasing animal numbers only with no construction at an existing confinement facility has been submitted by Kenneth J. & Deborah A. Ehlers on August 15th, 2011; and

**WHEREAS**, the Buena Vista County Environmental Health Director has reviewed the application using the Master Matrix, finding a score of 515 points, and has verified all of the elements of the application for accuracy; and

**WHEREAS**, the minimum score set by the DNR is 440 points.

**WHEREAS**, the Board of Supervisors published a notice in the Pilot Tribune on August 25th, 2011 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on September 6th, 2011, for the purpose of receiving public comment; with no response provided:

**WHEREAS**, the Board of Supervisors shall submit the recommendation within 30 days of DNR receipt of application,

**WHEREAS**, the Board of Supervisors, has assembled their comments with knowledge provided for submission to the DNR;

**NOW THEREFORE BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby recommends approval of the construction application of the Kenneth Ehlers Finisher (Kenneth J. & Deborah A. Ehlers) Construction Application.

**PASSED, APPROVED AND ADOPTED** this 6<sup>h</sup> day of September, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: Leigh Madsen, Deputy County Auditor

Shari O'Bannon was present during the Hear the Public. O'Bannon requested that in support of the **Children's Miracle Network**, to allow employees to purchase a sticker for \$3 that would entitle employees to wear jeans on September 14<sup>th</sup>. All monies would go to the Children's Miracle Network. It was the consensus of the Board to allow this. Buildings & Grounds Supervisor Steve Hammen informed the Board that he will be installing a ceiling fan in the **DHS** front office area to help equalize the temperature.

Motion by Ringgenberg, second by Hach, to approve **minutes** of 8/30, as corrected. Carried.



Ringgenberg reported that she had talked to someone regarding the appointment on the **Community Foundation Board**. Ringgenberg will provide the potential appointee with more information.

Arends asked for input for the Supervisor's **web page**. It was suggested to have a group picture and to include bios. The discussion will continue at next week's meeting.

Motion by Altena, second by Hach to sign the contract with Taylor Contracting for the **remodeling project**, in the Recorder's Office, so they are compliant for the ability to issue passports. Carried.

It was the consensus of the Board to see a lease or contract for a **copier** before a decision is made on the DHS request.

Deputy Auditor Leigh Madsen discussed **3<sup>rd</sup> party administrators** of our health insurance. She will prepare an RFP and a list of companies.

Motion by Hach, second by Ringgenberg to appoint Israel J. Kodiaga as **Assistant County Attorney**, effective September 1, at a salary of \$45,000. Carried.

Motion by Ringgenberg, second by Hach to approve and to authorize the chair to sign the **underground utility permit** with Iowa Lakes Electric Coop for a 7200 volt single phase service, to replace existing overhead line to 4881 120<sup>th</sup> Ave. Carried.

Motion by Altena, second by Hach to approve and to authorize the chair to sign the **overhead utility permit** with Iowa Lakes Electric Coop for a 7200 volt single phase line for new service between Sections 20/21 and 29/28 Elk Township. Carried.

Motion by Altena, second by Ringgenberg to approve & authorize final payment to Vaughn De Loss Construction, Spencer, IA, for **Project #L-C-1027-73-11** in the amount of \$126,536.20. Carried.

Engineer Jon Ites gave the **Secondary Road Report**. Ites stated that they are completing the road pull up projects for the season.

Ringgenberg left the meeting.

Shaun Arneson with **Iowa Lakes Corridor** updated the Board on the Existing Industry Call Report for 2011. This report makes comparisons with the Best of Iowa Report. Six businesses were interviewed in Buena Vista County. Each of these companies owns their own facilities. Of these companies, 5 plan to expand in the future. The Iowa Lakes Corridor continues to work with existing businesses, new businesses and entrepreneurship. They also have been assisting people searching for employment who wish to return to the area.

There being no further business, motion by Altena, second by Hach, to adjourn the meeting at 11:20 a.m. until, Tuesday, September 13, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-NINTH MEETING, 2011 SESSION (39)  
SEPTEMBER 13, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 13, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Assessor Kathy Croker discussed the **Supervisors web page**. She requested bio information from each supervisor to be included on the webpage. Croker reviewed the boards and commission information that will also be included in drop down menus.

Paul and Marilyn Monson requested the Board approve and sign a Proclamation for ESGR Week (Employer Support of the Guard and Reserve Week) Sept 18-24. Motion by Hach, second by Ringgenberg, to approve and authorize all board members to sign the **Proclamation** for ESGR Week as September 18-24. 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, Dale Arends, President 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 18 through September 24, 2011, 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.

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

Motion by Ringgenberg, second by Hach, to approve the **minutes** of 9/6, as printed, and today's **claims approval list**. Carried.

Motion by Ringgenberg, second by Altena, to appoint Linda Baier to the **Community Foundation Board**, replacing Rhonda Christensen, for a 3-year term. Carried.

Motion by Merten, second by Altena, to approve the request of Steve Hammen to carry over 75 hours of unused **vacation** time into the new year. Carried.

Motion by Hach, second by Altena, to approve the **snow removal contract** with Miller Construction for the LEC and East Richland Annex Buildings, at a rate of \$75 per hour. Carried.

Motion by Merten, second by Ringgenberg, to approve sending out an RFP, due October 7, for **3<sup>rd</sup> party administrators** of our health insurance to the following companies: First Administrators, Administrative Solutions, Group Services, Employee Benefit Systems, and PRIME. Carried.

A request was received from **Colonial Life Insurance Company** to contact current employees for a payroll deduction for life insurance. The consensus was to allow Colonial Life to attend the next employee benefits fair in 2012, and see if there is any employee interest.

Env Health/Zoning Kim Johnson received a **new construction application** for New Fashion Pork, in Section 21, Grant Township. It is below the Matrix. This application is for a 2,400 head hog facility. Motion by Merten, second by Hach, to set a public hearing on the New Fashion Pork CAFO in Section 21 of Grant Township, for September 27, 2011 at 8:30 a.m. Carried.

Motion by Merten, second by Altena, to approve **Resolution #2011-09-13-A**, a minor S/D for A. Nelson, Inc., in Section 25, Providence Township. Carried.

#### **RESOLUTION 2011-09-13-A**

**WHEREAS**, A&A Nelson INC. has presented a preliminary and final plat (of survey) on the following described property:

#### **DESCRIPTION Parcel B:**

That part of the North Half of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, Located East of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office, Parcel B can be more particularly described as follows to wit: Beginning at the northeast corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning north 90° 00' 00" west (north 90 degrees 00 minutes 00 seconds west) a distance of 606.87 feet along the north line of the Northwest Quarter of said Section 25 [ north 89° 56' 32" west along said north line as established, a distance of 607.11 feet as measured in the field] to the northeast corner of a Parcel of Land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office; thence south 21° 27' 43" east a distance of 162.92 feet ( 163.58 feet as measured in the field; thence south 53° 11'17" east a distance of 152.25 feet; thence south 41° 02' 07" east a distance of 220.20 feet; thence south 34 24' 04" east a distance of 326.83 feet; thence south 37° 40' 33" east a distance of 609.30 feet; thence south 43° 28' 04" east a distance of 156.26 feet; thence south 50° 19' 00" east a distance of 125.21 feet; thence south 57° 49' 39" east a distance of 73.82 feet; thence south 76° 57' 52" east a distance of 143.68 feet; thence south 03° 55' 41" east a distance of 105.02 feet; thence south 45° 37' 06" east a distance of 130.07 feet; thence south 16° 52' 24" east a distance of 72.41 feet; thence south 03° 44' 07" east a distance of 280.97 feet; thence south 61° 47' 52" east a distance of 436.08 feet; thence south 63° 08' 19" east a distance of 1085.64 feet to the South line of the Northeast Quarter of said Section 25; thence south 89° 55'

46" east along said south line a distance of 464.25 feet to the southeast corner of the Northeast Quarter of said section 25; thence north 00° 20' 05" west a distance of 2657.45 feet to the northeast corner of said Section 25; thence north 89° 45' 25" west, along the north line of the Northeast Quarter of said Section 25 a distance of 2623.61 feet to the point of beginning. All bearings stated in this description are based on the assumption that the north line of the Northeast Quarter of said Section 25 has a bearing of north 89° 45' 25" west. The area of the above described parcel of land is 129.291 acres which includes 4.658 acres of Highway Right-of-Way; 33 feet in width along the east line and varying in width along the north line of the above described Parcel of land.

#### **DESCRIPTION Parcel C:**

That part of the North Half of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, located West of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office and located South and East of the Centerline of 640<sup>th</sup> Street EXCEPT Lot A as described in the Plat of Survey recorded in Document #001135, Buena Vista County Recorder's Office; Parcel C can be more particularly described as follows to wit: Beginning at the southwest corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 89° 20' 34" east (south 89 degrees 20 minutes 34 seconds east) a distance of 2629.92 feet to the southeast corner of the Northeast Quarter of said Section 25; thence south 89° 55' 46" east along the south line of the Northeast quarter of said Section 25 a distance of 223.62 feet to the southwest corner of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office; thence north 50° 02' 40" west a distance of 123.28 feet; thence north 39° 53' 44" west a distance of 238.82 feet; thence north 11° 18' 09" west a distance of 407.31 feet; thence north 00° 45' 46" west a distance of 874.27 feet; thence north 11° 20' 22" west a distance of 232.70 feet; thence north 34° 18' 58" west a distance of 92.74 feet; thence north 38° 06' 29" west a distance of 273.76 feet; thence north 44° 13' 29" west an distance of 189.75 feet; thence north 50° 16' 27" west a distance of 221.82 feet; thence south 66° 49' 41" west a distance of 449.06 feet; thence north 33° 23' 10" west a distance of 304.26 feet to the centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west a distance of 158.19 feet to a northeast corner of said Lot A; thence south 08° 07' 13" east a distance of 628.19 feet to the southeast corner of said Lot A; thence north 89° 25' 50" west a distance of 513.12 feet to the southwest corner of said Lot A; thence north 00° 04' 08" east along a west line of said Lot A a distance of 377.62 feet [a distance of 377.69 as measured in the field] to the Centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west along said centerline a distance of 558.32; thence north 89° 52' 45" west along said centerline a distance of 329.70 feet to the west line of the Northwest Quarter of said Section 25; thence south 00° 26' 13" east along said west line a distance of 1790.44 feet to the point of beginning/ All bearings stated in this description are based on the assumption that the north line of the Northwest Quarter of said Section 25 has a bearing of north 89° 45' 25" west. The area of the above described parcel of land is 116.626 acres which includes 2.129 acres of Highway Right-of-way, 33 feet in width along the west and north lines of the above described Parcel of land.

#### **DESCRIPTION PARCEL D:**

That part of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, located North and West of the Centerline of 640<sup>th</sup> Street EXCEPT Lot A as described in the Plat of Survey recorded in Document #001135, Buena Vista County Recorder's Office; Parcel D can be more particularly described as follows to wit: Commencing at the southwest corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point north 00° 26' 13" west ( north 00 degrees 26 minutes, 13 seconds west) along the west line of the Northwest Quarter of said Section 25 a distance of 1790.44 feet to the point of beginning and continuing from this point of beginning north 00° 26' 13" west along said west line a

distance of 847.44 feet to the northwest corner of said Section 25; thence south 89° 56' 32" east along the north line of the Northwest Quarter of said Section 25 a distance of 1836.48 feet to the centerline of 640<sup>th</sup> Street (said point being located 817.88 feet west of the northeast corner of the Northwest Quarter of said Section 25); thence south 60° 34' 30" west along said centerline a distance of 1000.34 feet to an easterly line of said Lot A; thence north 24° 52' 40" west a distance of 126.90 feet [a distance of 126.93 as measured in the field] to the northeast corner of said Lot A; thence south 64° 30' 40" west a distance of 249.42 feet to the northwest corner of said Lot A; thence south 22° 50' 00" east along a west line of said Lot A a distance of 144.61 feet to the centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west along said centerline a distance of 558.32 feet; thence north 89° 52' 45" west along said center line a distance of 329.70 feet to the point of beginning. All bearings stated in the description are based on the assumption that the west line of the Northwest Quarter of said Section 25 has a bearing of north 00° 26' 13" west. The area of the above described parcel of land is 20.294 acres which includes 2.095 acres of Highway Right-of-way, 33 feet in width along the south line and varying in width along the southeast line of the above described Parcel of Land.

**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 Parcel B:**

That part of the North Half of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, Located East of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office, Parcel B can be more particularly described as follows to wit: Beginning at the northeast corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning north 90° 00' 00" west (north 90 degrees 00 minutes 00 seconds west) a distance of 606.87 feet along the north line of the Northwest Quarter of said Section 25 [ north 89° 56' 32" west along said north line as established, a distance of 607.11 feet as measured in the field] to the northeast corner of a Parcel of Land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office; thence south 21° 27' 43" east a distance of 162.92 feet ( 163.58 feet as measured in the field; thence south 53° 11' 17" east a distance of 152.25 feet; thence south 41° 02' 07" east a distance of 220.20 feet; thence south 34° 24' 04" east a distance of 326.83 feet; thence south 37° 40' 33" east a distance of 609.30 feet; thence south 43° 28' 04" east a distance of 156.26 feet; thence south 50° 19' 00" east a distance of 125.21 feet; thence south 57° 49' 39" east a distance of 73.82 feet; thence south 76° 57' 52" east a distance of 143.68 feet; thence south 03° 55' 41" east a distance of 105.02 feet; thence south 45° 37' 06" east a distance of 130.07 feet; thence south 16° 52' 24" east a distance of 72.41 feet; thence south 03° 44' 07" east a distance of 280.97 feet; thence south 61° 47' 52" east a distance of 436.08 feet; thence south 63° 08' 19" east a distance of 1085.64 feet to the South line of the Northeast Quarter of said Section 25; thence south 89° 55' 46" east along said south line a distance of 464.25 feet to the southeast corner of the Northeast Quarter of said section 25; thence north 00° 20' 05" west a distance of 2657.45 feet to the northeast corner of said Section 25; thence north 89° 45' 25" west, along the north line of the Northeast Quarter of said Section 25 a distance of 2623.61 feet to the point of beginning. All bearings stated in this description are based on the assumption that the north line of the Northeast Quarter of said Section 25 has a bearing of north 89° 45' 25" west. The area of the above described parcel of land is 129.291 acres which includes 4.658 acres of Highway Right-of-Way; 33 feet in width along the east line and varying in width along the north line of the above described Parcel of land.

### **DESCRIPTION Parcel C:**

That part of the North Half of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, located West of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office and located South and East of the Centerline of 640<sup>th</sup> Street EXCEPT Lot A as described in the Plat of Survey recorded in Document #001135, Buena Vista County Recorder's Office; Parcel C can be more particularly described as follows to wit: Beginning at the southwest corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 89° 20' 34" east (south 89 degrees 20 minutes 34 seconds east) a distance of 2629.92 feet to the southeast corner of the Northeast Quarter of said Section 25; thence south 89° 55' 46" east along the south line of the Northeast quarter of said Section 25 a distance of 223.62 feet to the southwest corner of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office; thence north 50° 02' 40" west a distance of 123.28 feet; thence north 39° 53' 44" west a distance of 238.82 feet; thence north 11° 18' 09" west a distance of 407.31 feet; thence north 00° 45' 46" west a distance of 874.27 feet; thence north 11° 20' 22" west a distance of 232.70 feet; thence north 34° 18' 58" west a distance of 92.74 feet; thence north 38° 06' 29" west a distance of 273.76 feet; thence north 44° 13' 29" west an distance of 189.75 feet; thence north 50° 16' 27" west a distance of 221.82 feet; thence south 66° 49' 41" west a distance of 449.06 feet; thence north 33° 23' 10" west a distance of 304.26 feet to the centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west a distance of 158.19 feet to a northeast corner of said Lot A; thence south 08° 07' 13" east a distance of 628.19 feet the southeast corner of said Lot A; thence north 89° 25' 50" west a distance of 513.12 feet to the southwest corner of said Lot A; thence north 00° 04' 08" east along a west line of said Lot A a distance of 377.62 feet [a distance of 377.69 as measured in the field] to the Centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west along said centerline a distance of 558.32; thence north 89° 52' 45" west along said centerline a distance of 329.70 feet to the west line of the Northwest Quarter of said Section 25; thence south 00° 26' 13" east along said west line a distance of 1790.44 feet to the point of beginning/ All bearings stated in this description are based on the assumption that the north line of the Northwest Quarter is said Section 25 has a bearing of north 89° 45' 25" west. The area of the above described parcel of land is 116.626 acres which includes 2.129 acres of Highway Right-of-way, 33 feet in width along the west and north lines of the above described Parcel of land.

### **DESCRIPTION PARCEL D:**

That part of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, located North and West of the Centerline of 640<sup>th</sup> Street EXCEPT Lot A as described in the Plat of Survey recorded in Document #001135, Buena Vista County Recorder's Office; Parcel D can be more particularly described as follows to wit: Commencing at the southwest corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point north 00° 26' 13" west ( north 00 degrees 26 minutes, 13 seconds west) along the west line of the Northwest Quarter of said Section 25 a distance of 1790.44 feet to the point of beginning and continuing from this point of beginning north 00° 26' 13" west along said west line a distance of 847.44 feet to the northwest corner of said Section 25; thence south 89° 56' 32" east along the north line of the Northwest Quarter of said Section 25 a distance of 1836.48 feet to the centerline of 640<sup>th</sup> Street (said point being located 817.88 feet west of the northeast corner of the Northwest Quarter of said Section 25); thence south 60° 34' 30" west along said centerline a distance of 1000.34 feet to an easterly line of said Lot A; thence north 24° 52' 40" west a distance of 126.90 feet [a distance of 126.93 as measured in the field] to the northeast corner of said Lot A; thence south 64° 30' 40" west a distance of 249.42 feet to the northwest corner of said Lot A; thence south 22° 50' 00" east along a west line of said Lot A a distance of 144.61 feet to the centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west along said centerline a distance of

558.32 feet; thence north 89° 52' 45" west along said center line a distance of 329.70 feet to the point of beginning. All bearings stated in the description are based on the assumption that the west line of the Northwest Quarter of said Section 25 has a bearing of north 00° 26' 13" west. The area of the above described parcel of land is 20.294 acres which includes 2.095 acres of Highway Right-of-way, 33 feet in width along the south line and varying in width along the southeast line of the above described Parcel of Land.

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 Parcel B:**

That part of the North Half of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, Located East of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office, Parcel B can be more particularly described as follows to wit: Beginning at the northeast corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning north 90° 00' 00" west (north 90 degrees 00 minutes 00 seconds west) a distance of 606.87 feet along the north line of the Northwest Quarter of said Section 25 [ north 89° 56' 32" west along said north line as established, a distance of 607.11 feet as measured in the field] to the northeast corner of a Parcel of Land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office; thence south 21° 27' 43" east a distance of 162.92 feet ( 163.58 feet as measured in the field; thence south 53° 11' 17" east a distance of 152.25 feet; thence south 41° 02' 07" east a distance of 220.20 feet; thence south 34° 24' 04" east a distance of 326.83 feet; thence south 37° 40' 33" east a distance of 609.30 feet; thence south 43° 28' 04" east a distance of 156.26 feet; thence south 50° 19' 00" east a distance of 125.21 feet; thence south 57° 49' 39" east a distance of 73.82 feet; thence south 76° 57' 52" east a distance of 143.68 feet; thence south 03° 55' 41" east a distance of 105.02 feet; thence south 45° 37' 06" east a distance of 130.07 feet; thence south 16° 52' 24" east a distance of 72.41 feet; thence south 03° 44' 07" east a distance of 280.97 feet; thence south 61° 47' 52" east a distance of 436.08 feet; thence south 63° 08' 19" east a distance of 1085.64 feet to the South line of the Northeast Quarter of said Section 25; thence south 89° 55' 46" east along said south line a distance of 464.25 feet to the southeast corner of the Northeast Quarter of said section 25; thence north 00° 20' 05" west a distance of 2657.45 feet to the northeast corner of said Section 25; thence north 89° 45' 25" west, along the north line of the Northeast Quarter of said Section 25 a distance of 2623.61 feet to the point of beginning. All bearings stated in this description are based on the assumption that the north line of the Northeast Quarter of said Section 25 has a bearing of north 89° 45' 25" west. The area of the above described parcel of land is 129.291 acres which includes 4.658 acres of Highway Right-of-Way; 33 feet in width along the east line and varying in width along the north line of the above described Parcel of land.

**DESCRIPTION Parcel C:**

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quarter of said Section 25 a distance of 223.62 feet to the southwest corner of the Parcel of land described in the Plat of Survey recorded in Book 37, Page 152, Buena Vista County Recorder's Office; thence north 50° 02' 40" west a distance of 123.28 feet; thence north 39° 53' 44" west a distance of 238.82 feet; thence north 11° 18' 09" west a distance of 407.31 feet; thence north 00° 45' 46" west a distance of 874.27 feet; thence north 11° 20' 22" west a distance of 232.70 feet; thence north 34° 18' 58" west a distance of 92.74 feet; thence north 38° 06' 29" west a distance of 273.76 feet; thence north 44° 13' 29" west an distance of 189.75feet; thence north 50° 16' 27" west a distance of 221. 82 feet; thence south 66° 49' 41" west a distance of 449.06 feet; thence north 33° 23' 10" west a distance of 304.26 feet to the centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west a distance of 158.19 feet to a northeast corner of said Lot A; thence south 08° 07' 13" east a distance of 628.19 feet the southeast corner of said Lot A; thence north 89° 25' 50" west a distance of 513.12 feet to the southwest corner of said Lot A; thence north 00° 04' 08" east along a west line of said Lot A a distance of 377.62 feet [a distance of 377.69 as measured in the field] to the Centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west along said centerline a distance of 558.32; thence north 89° 52' 45" west along said centerline a distance of 329.70 feet to the west line of the Northwest Quarter of said Section 25; thence south 00° 26' 13" east along said west line a distance of 1790.44 feet to the point of beginning/ All bearings stated in this description are based on the assumption that the north line of the Northwest Quarter is said Section 25 has a bearing of north 89° 45' 25" west. The area of the above described parcel of land is 116.626 acres which includes 2.129 acres of Highway Right-of-way, 33 feet in width along the west and north lines of the above described Parcel of land.

#### **DESCRIPTION PARCEL D:**

That part of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, located North and West of the Centerline of 640<sup>th</sup> Street EXCEPT Lot A as described in the Plat of Survey recorded in Document #001135, Buena Vista County Recorder's Office; Parcel D can be more particularly described as follows to wit: Commencing at the southwest corner of the Northwest Quarter of Section 25, Township 90 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point north 00° 26' 13" west ( north 00 degrees 26 minutes, 13 seconds west) along the west line of the Northwest Quarter of said Section 25 a distance of 1790.44 feet to the point of beginning and continuing from this point of beginning north 00° 26' 13" west along said west line a distance of 847.44 feet to the northwest corner of said Section 25; thence south 89° 56' 32" east along the north line of the Northwest Quarter of said Section 25 a distance of 1836.48 feet to the centerline of 640<sup>th</sup> Street (said point being located 817.88 feet west of the northeast corner of the Northwest Quarter of said Section 25); thence south 60° 34' 30" west along said centerline a distance of 1000.34 feet to an easterly line of said Lot A; thence north 24° 52' 40" west a distance of 126.90 feet [a distance of 126.93 as measured in the field] to the northeast corner of said Lot A; thence south 64° 30' 40" west a distance of 249.42 feet to the northwest corner of said Lot A; thence south 22° 50' 00" east along a west line of said Lot A a distance of 144.61 feet to the centerline of 640<sup>th</sup> Street; thence south 60° 34' 30" west along said centerline a distance of 558.32 feet; thence north 89° 52' 45" west along said center line a distance of 329.70 feet to the point of beginning. All bearings stated in the description are based on the assumption that the west line of the Northwest Quarter of said Section 25 has a bearing of north 00° 26' 13" west. The area of the above described parcel of land is 20.294 acres which includes 2.095 acres of Highway Right-of-way, 33 feet in width along the south line and varying in width along the southeast line of the above described Parcel of Land.

PASSED, APPROVED AND ADOPTED this 13<sup>th</sup> day of September, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: Susan Lloyd, County Auditor

Motion by Arends, second by Ringgenberg, to approve **Resolution #2011-09-13-B**, the minor S/D for BV Landfill Commission, in Section 19, Providence Township. Carried.



## **RESOLUTION 2011-09-13-B**

**WHEREAS**, the Buena Vista County Landfill Commission has presented a preliminary and final plat (of survey) on the following described property:

### DESCRIPTION LOT H

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N½ NE ¼) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 36 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 ¼) on said Section 19; Thence North 89° 43' 50" West, along the North line of said Northeast Quarter (NE ¼), 1664.74 feet; Thence South 00° 00' 00" West, 666.65 feet to the North line of a previously surveyed tract appearing of record in Misc. book 34, on page 835 in the office of the Buena Vista County Recorder; Thence North 89° 45' 02" East, along said North line, 1664.74 feet to the East line of said Northeast Quarter (NE ¼); Thence North 00° 00' 00" East, along said East line, 651.58 feet to the Point of Beginning.

Hereafter known as Lot H of Section 19, Township 90 North, Range 36 West of the 5<sup>th</sup> P.M., Buena vista County, Iowa.

Tract contains 25.19 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 H

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N½ NE ¼) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 36 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 ¼) on said Section 19; Thence North 89° 43' 50" West, along the North line of said Northeast Quarter (NE ¼), 1664.74 feet; Thence South 00° 00' 00" West, 666.65 feet to the North line of a previously surveyed tract appearing of record in Misc. book 34, on page 835 in the office of the Buena Vista County Recorder; Thence North 89° 45' 02" East, along said North line, 1664.74 feet to the East line of said Northeast Quarter (NE ¼); Thence North 00° 00' 00" East, along said East line, 651.58 feet to the Point of Beginning.

Hereafter known as Lot H of Section 19, Township 90 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 plat of said:

### DESCRIPTION LOT H

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N½ NE ¼) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 36 WEST OF THE 5<sup>TH</sup> 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 5<sup>th</sup> P.M., Buena vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 13<sup>th</sup> day of September, 2011.

/s/ Dale Arends, Chair, Board of Supervisors.....Attest: Susan Lloyd, County Auditor

Motion by Merten, second by Hach, to approve the actual FY'11 **Case Management Cost Report**, and authorize the Chair to sign. Carried.

Matt Madsen and Phyllis Slawson, DHS Western Iowa Service Area, discussed leasing a new copier for the BV County department. Motion by Merten, second by Altena, to approve the contract for a new copier for DHS, with a monthly **lease** payment, and to authorize the Chair to sign. Carried.

Matt Madsen-**DHS**, updated the Board on their department. The good news is that nobody else will be laid off this year. It appears that there will be a customer service center located at the BV County site.

Motion by Arends, second by Hach, to approve the **FY'11 Annual Report** of the County Engineer. Carried.

County Engineer Jon Ites has received a request from the City of Rembrandt regarding a **drainage** problem. The County doesn't have the equipment needed for this work, and since it is in a drainage district, it is up to the district to complete the work. Ites recommendation is to find a company with a scope and camera to find the problem. This is part of DD #151. The Chair will contact the Rembrandt mayor, and the Engineer will make some contacts to check on costs.

James Brauhn, a City of Linn Grove resident, requested the County cleanup the brush that he previously maintained as native brush.

Engineer received information from Gary Pickhinke regarding the **2011 seed** charges. The invoice was given to the Auditor for payment on September 27.

Engineer Ites has received a request for a **level B upgrade** on the road between Sections 9 and 10, Washington Township, due to a new hog facility.

Motion by Hach, second by Merten, to approve and to authorize the chair to sign the **underground utility permit** for Alliant Energy, Storm Lake, IA, to install natural gas service under Stoney Point Dr., to service 245 Stoney Point Dr. Carried.

Storm Lake City Clerk Justin Yarosevich, and Bonnie Hach presented an update on the **NW IA Housing Trust Fund**. The County has had rehabilitation work done on five homes, an investment of over \$34,678.90 in housing stock within the County. Another three projects are currently in progress. The program has benefited all areas of the County with projects constructed or offered in 6 cities: Sioux Rapids, Storm Lake, Alta, Truesdale, Newell, and Linn Grove. Funding for the program has come primarily from the State of Iowa with the FY'11 funding coming from the IJOBS program which had some additional strings involved that limited the ability of the program to do work in the 31-80% bracket. There are still funds left from FY'10, and after the 2 year time period, the Board may determine to use the funds for another project, rather than this housing rehabilitation.

Motion by Hach, second by Ringgenberg, to approve the financial pledge of \$9,517 for FY'12 to the **NW IA Regional Housing Trust Fund**, and to authorize the Chair to sign. Carried.

Motion by Ringgenberg, second by Merten, to approve the following **reports**: August Central Iowa Detention Commission minutes, August 9 and August 17 BV County Conservation Board minutes, and August Clerk of Court Fees Collected Report. Carried.

The Chair recessed the meeting until 1:00 p.m., in the District Court Room, for the drainage hearing on DD #34 Lat 2.

The time arrived for the Public Hearing on **DD #34 Lat 2**, with Chairman Arends opening the meeting with Engineer Ivan Droessler and Engineer Brian Blomme, Kuehl & Payer Ltd. and 27 interested persons from the public. Engineer Droessler stated that there were 2 written objections and 1 written question that had been received. The Auditor stated that notice of the hearing was published in all 3 official county newspapers, and that affidavits were on file in the Auditor's Office. Engineer Blomme gave an overview of the report on the DD #34 Lat 2, including history of the drain, the current drainage problems, proposed repairs, annexation of additional land into the district, and reclassification of the district. The proposed project will restore the original facility, it is not an improvement to make it any better. The hearing was opened up for questions which included: Q-why are we hiring an outside engineering firm? A-the county used to have a drainage engineer, and when he retired, he was not replaced. Most counties don't maintain a drainage engineer. BV County does do some general maintenance on drains, but major cleanouts are hired out Q-why does a private crossing need to be removed, when in 1977 there was an agreement that it was the only thing to do? A-Droessler hasn't found any agreement regarding this private crossing, and will check further and meet with this individual. Q-how much will it cost us for this project? The average cost per acre is figured at \$34.36 per acre, but those areas in the north part of the district will pay more than those on the south end, depending on the benefit received. Q-what if nothing is done right now, will it still work? A-the drain will still function, however, it will not be a full capacity, and it will continue to meander and there will be continued sloughing. Q-does the ethanol plant in Albert City pay anything? A-yes, they pay a comparable number of acres based on their output. Q-what is the life of a cleanout? A-typically, a cleanout will last 35-40 years. Q-when would the work start, if approved? A-could have fall bids, with construction next year. Q-is the interest negotiable on the waivers? A-interested to be 7% two years ago, then dropped to 5%. Don't know what it will be now. Q-why can't you do uniform spreading of the costs between the landowners? A-the Code of Iowa says that you can't do an equitable distribution.

Two objections were received, and Engineer Droessler addressed the objections and comments that were written by the objectors. Residential property also uses a tile system, as the storm sewers drain into a tile system, and you can verify that will legal counsel. Kuehl and Payer Ltd. doesn't do the physical

construction. The Board of Supervisors, acting as trustees of the drainage district, appoint Kuehl & Payer because they are the experts in ag drainage.

Motion by Ringgenberg, second by Merten, to acknowledge receipt of Phil Sundblad's objection, however, they deny any action due to not finding a basis of merit to stop the project. Hach said that he is not an expert in drainage. Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: Hach. Carried.

Motion by Merten, second by Altena, to acknowledge receipt of Ron White's objection, and accept the response of Engineer Droessler, which covered the questions asked. Carried.

Merten would like to accept the report, but would like to wait a week before voting on the project. He has received several phone calls, and would like to give the landowners more time to make comments.

Motion by Merten, second by Hach, to recess and continue the hearing on Tuesday, September 20, at 9:30 a.m. in the Boardroom of the Courthouse. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 3:00 p.m. until Wednesday, September 14, 2011 at 7:00 p.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTIETH MEETING, 2011 SESSION (40)  
SEPTEMBER 14, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 14, 2011 at 7:00 P.M. in the Sioux Rapids American Legion Hall with Chairman Arends presiding, and the following members present: Altena, 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, and Ringgenberg. Nays: none. Abstentions: none.

The Chair opened the public hearing on combining LGB, RELS, MAP, and SRL **voting precincts** into one precinct, with Deputy Auditor Barb Henrich, GIS Coordinator Eric Chase, and six members of the public.

Chairman Arends discussed reasons why the Board is looking into this option. Maps were distributed, showing the current precincts with census population numbers along with the current registered voters in each precinct. Another map showed the proposed new precinct, with census

population numbers and the registered voters in the new precinct, and compared it to the other 9 precincts. Fewer precincts would mean fewer election workers needed, and it has been a challenge finding workers in the north part of the County. There would be a cost savings on salaries of workers, fewer voting machines, therefore, less programming and testing. Voters also have the opportunity to vote absentee, if they don't want to drive to the precinct on election day.

The Chair opened the meeting to questions from the public: Q-the voters have the right in Code Section 49.53 to vote in their district. Most voters are elderly people and with gas prices going higher, people don't want to drive. Post Offices will be closing at Marathon, and the closest Post Office will be 30 miles away. How would the elderly people be able to vote absentee? A-Arends stated that we can't do anything about the Post Offices closing. Merten stated that combining the precincts and changing the voting location to Sioux Rapids would only affect voting in Primary and General Elections. School Elections and City Elections would continue to be held in the precincts that they are held now.

Resident voiced concern that the elderly won't vote absentee, and they won't drive the extra distance to a new precinct. Concerned that people won't vote.

Resident suggested placing a notice in newspapers, stating a voters right to vote, and where to obtain an absentee ballot.

Merten stated that voters will still receive their proper ballot, whether they live in a city or a township.

Arends stated that his precinct votes in Albert City. However, he seldom votes in Albert City, he votes absentee when he is in Storm Lake for business.

Resident asked if they could call and request an absentee ballot? Arends stated that a written request and a signature is needed before they can be mailed out.

Ringgenberg suggested placing absentee ballot request forms in City Clerk's Offices around the County, and then residents could pick them up, complete the information, and mail it in to the Auditor's Office. Merten stated that we want to encourage people to vote.

Motion by Altena, second by Merten, to close the public hearing. Carried.

Motion by Merten, second by Ringgenberg, to combine the current voting precincts of LGB, RELS, MAP, and SRL, into one new voting precinct (SMLR), as proposed, and to set the 1<sup>st</sup> reading of Ordinance 1.6, amending the current Ordinance on Buena Vista County Voting Precincts at September 20, at 11:45 a.m. in the Boardroom. Carried.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 7:45 p.m. until Friday, September 16, 2011 at 8:00 a.m. for a special session to canvass the School Election. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-FIRST MEETING, 2011 SESSION (41)  
SEPTEMBER 16, 2011**

The Buena Vista County Board of Supervisors met in special session on Friday, September 16, 2011 at 8:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Pursuant to Chapter 50.24 of the 2011 Code of Iowa, motion by Merten, second by Ringgenberg, to declare the results of the **canvass** of the 2011 Regular School Election held September 13, as follows:

**Albert City-Truesdale School District:** total voters - 43

For School Board Director - elect 2

Debra Clausen	30	elected
Jessica Eileen Wood	41	elected
Scattering	1	

**Alta Community School District:** total voters - 111

For School Board Director - elect 3

Ila Galvin	68	elected
Robert Fritz-write in	7	
Mark Glienke-write in	5	
Mark Henningsen-write in	26	elected
Greg Kueny-write in	6	
Suzette Radke-write in	20	
David Turnquist-write in	60	elected

Dale Wetherell-write in	23
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Scattering	53
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**Newell-Fonda School District:** total voters - 38

For School Board Director, District 1 - elect 2

Roger L. Sarchet	33	elected
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Geoffery Smith	34	elected
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For School Board Director, District 2 - elect 1

Kyle Scheidegger	31	elected
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**Sioux Central School District:** total voters - 341

For School Board Director, District 1 - elect 1

Lynn Barbier	167	elected
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Rick White-write in	49
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Scattering	13
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For School Board Director, District 4 – elect 1

Kari Etherington-write in	19
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Liza Gunnerson-write in	13
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Kevin Lindquist-write in	109	elected
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Scattering	11
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For School Board Director, District 5 – elect 1

Kari Etherington-write in	2
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Liza Gunnerson-write in	110	elected
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Kevin Lindquist-write in	8	
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Scattering	11	
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For A – Instructional Support Levy	Yes-133	
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	No-194	
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**Storm Lake School District:** total voters - 117

For School Board Director - elect 3

Erika Dierking	100	elected
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Ed McKenna	104	elected
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David Skibsted	104	elected
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Scattering	8	
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**Iowa Lakes Community College:**

For Director, District 5 – elect 1

David A. Gottsche	71	
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Scattering	2	
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and to direct the Auditor to prepare abstracts as required. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 8:30 a.m. until, Tuesday, September 20, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SECOND MEETING, 2011 SESSION (42)  
SEPTEMBER 20, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 20, 2011 at 8:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Motion by Merten, second by Hach, to approve **Resolution #2011-09-20-A**, a minor S/D for Phyllis Haroldson in Section 8 Barnes Township. Carried.

**RESOLUTION 2011-09-20-A**

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

**DESCRIPTION: LOT A**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, 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 Southwest (SW) corner of the Southeast Quarter (SE ¼) of said section 8; Thence on an assumed bearing of South 90° 00' 00" East, along the South line of said Southeast Quarter (SE ¼), 707.77 feet to the centerline of a public roadway; Thence North 00° 39' 46" East, along said centerline, 792.22 feet to the Point of Beginning. Thence continuing along said centerline, North 00° 39' 46" East, 241.00 feet; Thence North 89° 00' 00" West, 335.50 feet; Thence South 01° 17' 25" West, 248.00 feet; Thence North 89° 48' 49" East, 338.25 feet to the Point of Beginning.

Hereafter known as Lot A of Section 8, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 1.89 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 A**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, 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 Southwest (SW) corner of the Southeast Quarter (SE ¼) of said section 8; Thence on an assumed bearing of South 90° 00' 00" East, along the South line of said Southeast Quarter (SE ¼), 707.77 feet to the centerline of a public roadway; Thence North 00° 39' 46" East, along said centerline, 792.22 feet to the Point of Beginning. Thence continuing along said centerline, North 00° 39' 46" East,

241.00 feet; Thence North 89° 00' 00" West, 335.50 feet; Thence South 01° 17' 25" West, 248.00 feet; Thence North 89° 48' 49" East, 338.25 feet to the Point of Beginning.

Hereafter known as Lot A of Section 8, 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 A**

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 8, 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 Southwest (SW) corner of the Southeast Quarter (SE ¼) of said section 8; Thence on an assumed bearing of South 90° 00' 00" East, along the South line of said Southeast Quarter (SE ¼), 707.77 feet to the centerline of a public roadway; Thence North 00° 39' 46" East, along said centerline, 792.22 feet to the Point of Beginning. Thence continuing along said centerline, North 00° 39' 46" East, 241.00 feet; Thence North 89° 00' 00" West, 335.50 feet; Thence South 01° 17' 25" West, 248.00 feet; Thence North 89° 48' 49" East, 338.25 feet to the Point of Beginning.

Hereafter known as Lot A of Section 8, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa

PASSED, APPROVED AND ADOPTED this 20<sup>th</sup> day of September, 2011.

/s/ Dale Arends, Chair. Board of Supervisors.....Attest: Leigh Madsen, Deputy Auditor

Deputy Auditor Leigh Madsen discussed the possibility of changing the plan year for **Wellmark** to a calendar year. Due to the difficulties it could cause during the budget process, it is the consensus of the Board to leave it as is.

Motion by Merten, second by Hach, to approve the **minutes** of 9/13, 9/14, and 9/16, as printed and the following **reports**: Co Attorney's Report of juvenile detention placements, DHS Quarterly expense reports for reimbursement (Sept. 2010, Dec. 2010, March 2011, June 2011), August NWIPDC Policy Council minutes.

Engineer Ivan Droessler, Kuehl & Payer Ltd., discussed the types of crossings allowed in a drainage ditch and the responsibilities of the Board of Supervisors as Trustees of **DD #34 Lat 2**.

Engineer Ivan Droessler, Kuehl & Payer Ltd. and Carl Roger Bjork were present to discuss a low head crossing on open ditch of **DD#34 Lat 2**. The area in question had a wooden bridge at one time and is now a rock crossing. Droessler explained that land owners are paid at the time the district is established, if there is any severance in land. Once a damage payment is made, it stays with the land for future generations. The trustees of the drain are the decision makers. Their decision is to be in the best interest of the district. Possible suggestions to solve the problem of crossing the drain would be: to obtain an easement from an adjacent land owner, for the land owner to maintain a bridge/rock crossing once installed or to sell the severed land. Merten feels that a replacement is still part of the project with the land owner and the district sharing the cost. Droessler stated that this issue should be separate from the remaining project of DD #34 Lat 2. If a culvert is used, it is estimated that a 6' culvert would be needed, with 2 to 6 feet of dirt over the culvert. Droessler recommended that there be a written agreement once

there is a solution to the problem. Once it is completed, it is the responsibility of the land owner to maintain the crossing regardless of the type of crossing. Motion by Ringgenberg, second by Merten to obtain more information on the elevation and requirements once the crop is removed from the area. Carried.

The time arrived for the Public Hearing on **DD #34 Lat 2**, with Chairman Arends opening the meeting with Engineer Ivan Droessler and Engineer Brian Blomme, Kuehl & Payer Ltd. and 16 interested persons from the public and one media present.

One written comment from Dave Balder was read.

Engineer Ivan Droessler, Kuehl & Payer Ltd. stated that this was a continuation of the **DD #34 Lat 2 public hearing** from September 13<sup>th</sup>, and that no additional notices were sent. He reviewed some of the information previously stated. Drainage Districts do not last forever. About every 35 to 40 years they need to have a major clean out. From time to time, spot cleaning is needed, but is not the most effective way to maintain a drain. Surface pipes that need repairs are addressed at the time that they are reported. DD #34 Lat 2 is 13 miles in length, and 8 miles of the drain will be part of this project. This is a typical project, it is being done to maintain, not to improve the drain. It is the responsibility of the Board of Supervisors to direct the work to be done, not the engineer or assistant engineer. Kuehl & Payer watches over the drains and gives direction to the Board of Supervisors as to when spraying and repairs are needed. Brush management started in 2000-2001. The code of Iowa does not allow for land owners to be equally assessed for the clean out. It is based on usage, soil type and how much benefit is derived. When work begins, the spoil will be spread on each side of the ditch in the ditch, dried and reworked to slope away from the ditch. Tile outlets will be replaced as needed, both owed by the district and private. The 5 mile section not being done at this time may need some minor work in years to come. There will be funds set aside once this project is completed, so any additional work can be done as needed.

Hach stated that he had conversations with 5 interested parties and all were in favor of continuing with the project. Arends stated that he had visited with several landowners and there was overwhelming approval to move ahead with the project.

Q - Can the county engineers do the work on this project and not have to pay outside engineering? A - The engineer has to be a disinterested person. The code is very clear that the county engineer is not a disinterested party. Q - Where is this project scheduled to start? A - It will be starting at the north end of the drain near Albert City. Q - If the project is approved, when will the assessment show up on taxes? A - Fall taxes of 2013. Q - Will the full amount of the assessment be allowed to be claimed on one year's income taxes? A - Consult your tax preparer.

Motion by Hach to close the public hearing, second by Altena. Carried.

Motion, by Arends, second by Ringgenberg, to accept the Engineer's Report and to move forward with a clean out **of DD #34 Lat 2**. Carried.

Motion by Altena, second by Merten, to acquire a uniform **Right-of-Way easement** along the full length of **DD #34 Lat 2**, 50' on each side of the center line of the ditch, except where restricted by road or the cemetery. Carried.

Motion by Merten, second by Ringgenberg, to proceed with the **Annexation of Necessity**, along the length of **DD #34 Lat 2**. Carried.

Motion by Ringgenberg, second Altena, to approve the **Reclassification of DD #34 Lat 2** for purposes of assessment. Carried

It was noted that there will be public hearings required for each of the above motions regarding DD #34 Lat 2.

Engineer Ites shared a letter from the **IA DOT** in response to **FHWA's** draft inspection report.

Ites said that the crews have completed the pull up project and are finishing some dressing on shoulders.

Motion by Ringgenberg, second by Altena to authorize Engineer Ites to **hire** an employee, contingent to the employee passing a physical, at \$2 under the current equipment operator I rate, with reviews at 6 month intervals for .50 increases until reaching the current equipment operator I rate. Carried.

Motion by Arends, second by Hach, to pay **Kooiker Inc. Le Mars** \$15,360 for twin culverts and a new channel, and \$18,980 for triple culverts on the west side of Section 22 Maple Valley Township. Carried.

Motion Hach, second Merten to authorize the chair to sign the **underground utility permit** with Century Link, Storm Lake, for new phone service along west side of 40<sup>th</sup> Ave. between Sections 21 and 22, Maple Valley Township, to service 6320 40<sup>th</sup> Ave. Carried.

Sheriff Launderville stated that prior to now, it has been several years since we have received federal forfeiture money. The county has recently received about \$7,000. **Federal forfeiture money** must be kept separate from any State forfeiture money. There are also guidelines as to the specific uses of the money. It also must be used within 3 years. The money can be used for equipment. However, it cannot be used to replace budgeted items. This money is required to be accounted separately from State forfeiture money. State forfeiture money is currently at about \$12,000.

Motion Hach, second by Ringgenberg, to direct the Sheriff to work with the Treasurer and Auditor to establish a separate fund **for Federal Forfeiture money**. Carried.

Sheriff Launderville stated that 13 new handguns have been ordered for their department. Ten guns will be traded in, 2 were guns received from Alta, and one is a personal handgun. Now all of the handguns in the department will be the same, and use the same ammunition. Launderville also reported that Deputy Sheriff DeMuth has been promoted to Sargent. DeMuth was also awarded State Officer of the Year. He was nominated by Albert City American legion. Launderville accepted the award for the State Public Employers ESGR Award last week in Des Moines. Next week Buena Vista Sheriff's Department will be hosting a 3 day jail school. Several counties will be in attendance. Transports have continued to be up. Buena Vista County is still doing our own transports and not using the US Marshall Service. Sheriff Launderville explained the MACH system. The system will put a computer in each car. It will connect all branches of law enforcement and enable them to work better together. The Highway Patrol has had it for about 2 to 3 years.

Arends opened the hearing for the 1<sup>st</sup> reading of **Ordinance # 1.6 on Voting Precincts**. There was no public in attendance and 1 media. Motion by Hach, second by Altena to close the hearing. Carried. Motion by Merten, second by Ringgenberg, to approve the 1<sup>st</sup> reading of **Ordinance # 1.6 on Voting Precincts**, and to set the 2<sup>nd</sup> reading for September 27<sup>th</sup>, 2011, 8:45 a.m. Carried.

Arends reported on the **Jt. DD #181** meeting in Rockwell City. Merten and Auditor Lloyd were also in attendance.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:15 p.m. until Tuesday, September 27, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-THIRD MEETING, 2011 SESSION (43)  
SEPTEMBER 27, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 27, 2011 at 8:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Env Health/Zoning Director Kim Johnson and Jay Moore, New Fashion Pork representative were present for the public hearing on the **CAFO** for New Fashion Pork Farm 229-Austin, in Section 21, Grant Township. This is a small site, and doesn't require matrix. No comments have been received. Chairman Arends opened the public hearing. Motion by Ringgenberg, second by Altena to close the public hearing. Carried.

Chairman Arends opened the public hearing for the 2<sup>nd</sup> reading of **Ordinance # 1.6 on Voting Precincts**. There was no public in attendance. Motion by Merten, second by Hach, to close the hearing. Carried. Motion by Altena, to approve the 2<sup>nd</sup> reading of the ordinance died for lack of a second. Motion by Merten, second by Hach, to waive the 2<sup>nd</sup> reading and to approve the 3<sup>rd</sup> and final reading of **Ordinance # 1.6 on Voting Precincts**. Carried.

**BUENA VISTA COUNTY ORDINANCE NO. 1.6**

**Title:** VOTING PRECINCT ORDINANCE FOR BUENA VISTA COUNTY, IOWA.

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

**SECTION 1. Purpose.** The purpose of this ordinance is to repeal existing Ordinance 1.6, entitled Voting Precinct Ordinance for Buena Vista County, Iowa, which was a part of the Buena Vista County 2003 Code of Ordinances, and to adopt a new ordinance 1.6 of the same name and number. The new

ordinance makes changes in the voting precincts for Buena Vista County, Iowa, pursuant to the provisions of Section 49.7 of the 2011 Code of Iowa.

**SECTION 2. Ordinance 1.6 of the Buena Vista County 2003 Code of Ordinances (Entitled Voting Precinct Ordinance for Buena Vista County, Iowa) Repealed.** Effective January 1, 2006, Ordinance 1.6 of the Buena Vista County 2003 Code of Ordinances (entitled Voting Precinct Ordinance for Buena Vista County, Iowa) is repealed. Effective January 15, 2012, Ordinance 1.6 of the Buena Vista County 2003 Code of Ordinances (entitled Voting Precinct Ordinance for Buena Vista County, Iowa) is repealed and replaced by this Ordinance.

**SECTION 3. Definitions.** For use in this ordinance, the following terms or words shall be interpreted or defined as follows:

- I. "Voting Precinct" or "Precinct" shall mean a county or municipal subdivision for casting and counting votes in elections.
- II. "Township" shall mean a civil and political subdivision of Buena Vista County, Iowa, six miles on each side.
- III. "Township Officials" or "Township Officers" shall mean a board of officers to whom the affairs of a township are entrusted.
- IV. "Census Blocks" and "Census Tracts", as used herein, refer to those Blocks and Tracts as fixed by United States Census Bureau.

**SECTION 4. General Provisions.**

(a) The Precincts of Buena Vista County (except Storm Lake Precincts established by the Storm Lake City Council) are as follows:

1. Albert City-Fairfield-Coon (ACFC) shall include all of the city of Albert City, all of the remainder of Fairfield Township, and all of Coon Township. The 2010 census population of this precinct is 1,063.
2. Sioux Rapids-Marathon-Linn Grove-Rembrandt Precinct (SMLR) shall include all of the cities of Sioux Rapids, Marathon, Linn Grove, and Rembrandt, and all of Brooke, Barnes, Lee, Poland, Scott, and Lincoln Townships. The 2010 census population of this precinct is 2,568.
3. Alta-Nokomis-Elk Precinct (ALNE) shall include all of the city of Alta and all of the remainder of Nokomis Township plus Elk Township. The 2010 census population of this precinct is 2,403.
4. Newell-Newell-Providence Precinct (NENP) shall include the city of Newell and all of the remainder of Newell Township, all of Providence Township, and census block 2041 of census tract 9604. The 2010 census population of this precinct is 1,379.
5. Lakeside-Hayes-Maple Valley Precinct (LKHM) shall include the city of Lakeside all of Maple Valley Township, and all of Hayes Township except that portion included in the incorporated City of Storm Lake, and except census blocks 1029, 1031, 2000, 2039, and 2041 of census tract 9604, and except census blocks

2019, 2020, and 2024 of census tract 9605, and except census blocks 1012, and 1117 of census tract 9606. The 2010 census population of this precinct is 1,330.

6. Truesdale-Washington-Grant Precinct (TRWG) shall include: all of the city of Truesdale, all of the remainder of Washington Township outside the city limits of Storm Lake, except census block 3000 of census tract 9605; all of Grant Township; census block 2000 of census tract 9604; census blocks 2019, 2020, and 2024 of census tract 9605; and census block 1117 of census tract 9606. The 2010 census population of this precinct is 813.
- (c) Residents within an established township shall continue to vote for independent elected officials of such township. There shall be no combination of township officers.
  - (d) Residents of areas within unincorporated Hayes and Washington Townships that are included in census blocks containing City of Storm Lake incorporated land, have been, by agreements with the City of Storm Lake, included in the city precincts to which they are adjacent. Pursuant to such agreements, and subject to their terms,
    1. Residents of Census Block 1029, 1031, and 2039 in Census Tract 9604, Hayes Township, shall combine with the residents of Storm Lake 01 Precinct for voting purposes; and
    2. Residents of Census Block 3000, in Census Tract 9605, Washington Township, shall combine with the residents of Storm Lake 02 Precinct for voting purposes.
    3. Residents of Census Block 1012 in Census Tract 9606, Hayes Township, shall combine with the residents of Storm Lake 03 Precinct for voting purposes.
  - (e) No changes are made to the Storm Lake Precincts, which are established by the Storm Lake City Council.

**SECTION 4. Repealer.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 5. 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 6. When Effective.** This ordinance shall be in effect January 15, 2012, and after its final passage and publication as provided by law.

Adopted by the Board of Supervisors on this 27<sup>th</sup> day of September, 2011.

/s/ Dale Arends, Chairman, Board of Supervisors...../s/ Susan Lloyd, County Auditor

Engineer Jon Ites requested approval to purchase a **truck** chassis for the tile crew. Motion by Merten, second by Altena, to purchase a used 2007 Chevrolet GMC 4500, from Fitzpatrick Chevrolet, rated at 17,500 GVW, for \$22,450 net purchase price. Carried.

Roger Bjork was present for hear the public to discuss beaver dam issues along DD #34 Lat 2. Engineer Ites stated that it could be removed after the crops are out. It they are removed too soon, they will be back. Bjork will contact a trapper to remove the beavers.

Roger Bjork asked if anything has been done with his crossing. Merten contacted Kuehl & Payer, and they are waiting for crops to be removed before doing the elevation work.

Motion by Merten, second by Ringgenberg, to approve the minutes of 9/20, as printed, and the following reports: 9/16 Central Iowa Detention Commission minutes and BV County Jail Inspection Report. Carried.

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

**Supervisor Meeting Reports:** Ringgenberg has Plains Area Mental Health meeting tonight; Merten mentioned the LPA annual meeting tonight @ 5:30; Altena attended an Upper Des Moines Opportunity meeting last Tuesday. The interim director of UDMO is here and they have a timetable for hiring a new director. Arends attended RIDES meeting and NW Planning meeting. Work Force Development has been in Storm Lake meeting with the City of Storm Lake and major employers discussing the possibility of getting some type of satellite office here to handle some issues.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 9:50 a.m. until Tuesday, October 11, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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BUENA VISTA COUNTY

JULY – SEPTEMBER 2011

CLAIMS LIST

A & A AUTOMOTIVE 46.52; A & M LAUNDRY, SERVICES INC 175.00; ADVANCED DRAINAGE SYSTEMS INC 3,853.77; ADVANCED SYSTEMS, INC. 687.53; AFLAC 9,931.36; AG PARTNERS L.L.C. 6,070.61; AIR DELIGHTS INC 80.87; ALBERT CITY, CITY OF 139.50; ALLERDINGS, JEAN 44.50; ALLIANT ENERGY 2,131.60; ALPHA WIRELESS COMMUNICATIONS 3,712.32; ALTA MUNICIPAL UTILITIES 777.88; AMCOM SOFTWARE INC 975.00; AMERICAN LEGION POST 394 45.00; AMERICAN RED CROSS 30.00; AMERIGAS 26.00; ANDERSON, CHARLEEN 770.08; ANDERSON, DENNIS V 26.78; ANDERSON, ROBERT L 11.28; ANDERSON'S AUTO 10.25; ARAMARK UNIFORM CAREER APPAREL 770.68; ARMSTRONG, CAROLYN 677.29; ARNOLD MOTOR SUPPLY 815.34; ASSN FOR PSYCHIATRIC SERV PC 600.00; ATLANTIC TACTICAL 2,197.82; AUEN, NANCY 14.40; B & W CONTROL SPECIALISTS 11,295.01; B V CO SECONDARY ROAD 3,087.16; B V COUNTY HEALTH DEPT 25,339.11; BACH, KATHLEEN 34.78; BARCO MUNICIPAL PRODUCTS, INC 351.52; BARNES GROUP INC 357.37; BELSON, MIKKA 30.90; BILL ME LATER BUSINESS 229.26; BLACKTOP SERVICE COMPANY INC 17,756.45; BODHOLDT BROTHERS 54.78; BODHOLDT, TONY 92.70; BOELTER, VICTORIA 12.36; BOGUE, PAMELA L 199.98; BOMGAARS 1,736.53; BRAD'S SERVICE INC 53.50; BREYFOGLE, CECILE C 389.16; BREYFOGLE, JANICE 212.00; BRIGGS CORPORATION 66.72; BRIGHTLAND, A PARTNERSHIP 200.00; BROADLAWNS MEDICAL CENTER 581.00; BROOKE KUHLMANN, DIST 3 TREAS., MONONA COUNTY RECORDER 85.00; BUCHHOLZ, SHARON 421.43; BUCKENDAHL, HARVEY 60.00; BUENA VISTA CO AUDITOR 267.92; BUENA VISTA CO TREASURER 5,844.00; BUENA VISTA CO. SHERIFF 3,187.56; BUENA VISTA COUNTY 175.00; BUENA VISTA COUNTY EXTENSION 627.58; BUENA VISTA COUNTY JOURNAL 1,342.12; BUENA VISTA REGIONAL MEDICAL C 451.00; BUENA VISTA UNIVERSITY 876.25; BV CO EMPLOYEE HEALTH FUND 245,582.46; BV CO EMPLOYEE HEALTH FUND 19,340.26; BV CO EMPLOYEE HEALTH FUND 6,179.84; BV STATIONERY & PRINTING 10,965.65; BVRMC, FITNESS & HEALTH CENTER 210.15; CALHOUN COUNTY PUBLIC HEALTH 6,811.20; CALHOUN COUNTY SHERIFF DEPT 15.50; CANON FINANCIAL SERVICES 888.00; CAREFACTS, %WELLS FARGO 2,625.75; CARNINE, KIM M. 550.08; CARPENTER UNIFORM COMPANY 197.50; CARROLL CO COMMUNITY SERVICES 91.44; CCMS 1,212.00; CCMS 30.00; CCP INDUSTRIES INC 841.15; CDW GOVERNMENT INC 7,902.97; CEDAR RAPIDS TIRE 583.78; CENTRAL IOWA DISTRIBUTING INC 887.78; CENTRAL SERVICE CENTER 117.00; CENTURY FENCE COMPANY 53,966.25; CENTURY LAUNDRY DISTRIBUTING 1,066.03; CENTURY LINK 336.00; CENTURY LINK 856.47; CERRO GORDO COUNTY, %AUDITOR'S OFFICE 1,754.00; CHASE, ERIC 128.75; CHEM-TROL INC 3,695.00; CHEROKEE COUNTY SHERIFF 24.00; CHILDRENS IMAGINATION STATION 2,268.00; CHRISTIANSEN, DIANE 24.49; CHRONICLE TIMES 122.00; CIRBUS PHOTO 800.00; CITIZENS COMMUNITY, CREDIT UNION 1,200.00; CLARINDA YOUTH CORP 1,622.00; CLAY COUNTY SHERIFF DEPARTMENT 20.50; COLLECTION SERVICES CENTER 1,699.32; COLOR-IZE INC 4,627.13; COMMUNITY BROADCASTING INC, FINANCE DEPARTMENT 750.00; COMPASS POINTE 3,750.00; CONA TELLO, ARASELI 10.00; CONSECO HEALTH INS CO 354.00; CONTINENTAL RESEARCH CORPORATI 915.06; CONTROL SYSTEM SPECIALISTS LC 1,637.13; COVER ONE 113.40; CRAWFORD COUNTY HOME HEALTH & 15,269.22; CRIPPIN, DAVID 750.00; CRITTENTON CENTER 186.60; CRYSTEEL TRUCK EQUIP INC 5,526.85; CULLIGAN 223.70; DANIELS, TOM 10.00; DANIELSON, ROB 10.00; DANS BODY SHOP 900.00; DEAN & ASSOCIATES 300.00; DECATUR COUNTY EXTENSION 125.00; DELTA DENTAL PLAN OF IOWA 20,262.07; DEMUTH, MARTY 32.80; DEYTA LLC 270.00; DFS INC 45.00; DICKINSON, MACKAMAN, TYLER &, HAGAN PC 907.50; DIXON CONSTRUCTION CO 5,383.50; DONAHOO, WANDA 10.30; DOWDY, ED 10.00; DRIVER, CHERRI 10.00; ECHO PLUS INC 2,191.12; EHLERS, DWAYNE 2,265.12; ELECTION SYSTEMS & SOFTWARE 3,071.89; ELECTRONIC ENGINEERING 39.90; ELECTRONIC TRANSACTIONS 4,675.00; FAREWAY STORE 1,071.87; FARMERS COOPERATIVE CO 23.90; FARMERS COOPERATIVE CO 49.95; FASTENAL COMPANY 95.75; FASTENOW, PEG 8.76; FERGUSON ENTERPRISES INC 14.58; FIDLAR COMPANIES 1,292.44; FILTER CARE OF NEBRASKA 448.35; FIRE PROOF PLUS INC 41.00; FIRST COOPERATIVE ASSOCIATION 94,521.03; FITZPATRICK AUTO CENTER INC 809.46; FLANIGAN LAWN & LANDSCAPE 912.00; FLANIGAN, TOM 102.89; FLEET SERVICES

18,453.14; FONDROY, RICHARD 2.58; FORT DEARBORN LIFE INS COMPANY 516.70; FRATZKE & JENSEN FUNERAL HOMES 150.00; FRONTIER 173.15; GALBRAITH, LLOYD F 160.17; GALLS, ARAMARK COMPANY 879.15; GALVIN, TERRILL LYNN 793.60; GARBAGE HAULING SERVICE 994.00; GATZEMEYER, ALICIA 18.31; GENERAL BASIC FUND 6,621.00; GENESIS DEVELOPMENT 24,285.94; GINGERBREAD HOUSE 44.75; GLAXOSMITHKLINE PHARMACEUTICAL 1,844.36; GONZALEZ, TARA 90.24; GOODWILL INDUSTRIES INC 160.00; GRAHAM TIRE CO 4,021.99; GRAINGER 19.54; GROUP SERVICES INC 43,948.75; GRP & ASSOCIATES 84.00; GRUBB, LYLE 35.38; GUERRA, PAULA 102.70; GULL WING INDUSTRIES INC 56.00; HABERMAN, JUDY 515.32; HABERMAN, WILLIAM 35.20; HALDIN, RICHARD 60.60; HALVERSON, WAYNE 10.00; HANCOCK CONCRETE PRODUCTS INC 8,600.98; HANSEN, HEIDI 260.24; HAROLD ROWLEY RECYCLE CENTER 54,437.50; HARTFORD LIFE INS CO 350.00; HENNINGSEN CONSTRUCTION INC 4,319.70; HEWLETT-PACKARD COMPANY 2,423.25; HIGMAN SAND & GRAVEL 100,948.32; HIRSCHMAN AUTO SERVICE 69.70; HOFERMAN, MARGIE 7.21; HOFFARD, MARK S 200.00; HOLIDAY INN DES MOINES AIRPORT 386.40; HOLLIDAY, DENNIS 90.90; HONDO'S SALES & SERVICE 172.03; HORNOR, ELDONA M 7.73; HOWARD CENTER INC 200.63; HOYT, SANDRA K 591.25; HULSEBUS, JOAN 41.20; HULTGREN IMPLEMENT CO 321.74; HULTGREN IMPLEMENT INC 67.00; HUNTER, DONNA 8.24; HUNTINGTON, SHIRLEY 25.75; HUNZELMAN PUTZIER & CO 2,516.50; HY-VEE FOOD STORE 44.69; HY-VEE INC 2,176.89; HY-VEE PHARMACY #1051 865.12; IA DEPT OF HUMAN SERVICES, CASHIERS OFFICE 22,905.67; IA LAW ENFORCEMENT INTELLIGENC, ATTN: DENISE BENDA 380.00; ICAP, %COLBURN & SON INC 1,754.00; ICEOO, %KATHY LUNDERGARD, TREAS 150.00; ICIT 110.50; IEMA, %MICHAEL EHRET 100.00; IMMING, MATT 1,286.58; INDUSTRIAL CHEM & LABS SERV IN 138.86; ING LIFE INS & ANNUITIES 39.00; ING LIFE INS & ANNUITY 850.00; INGENIX 127.96; INJOY PRODUCTIONS INC 12.00; INLAND TRUCK, PARTS & SERVICE 4,250.00; INSIGHT PUBLIC SECTOR INC 6,061.30; INSPIRON LOGISTICS 10,400.00; INTERSTATE BATTERY SYSTM 579.80; IOWA ALLIANCE IN HOME CARE 320.00; IOWA COUNTY RECORDERS ASSOC 100.00; IOWA COUNTY RECORDERS ASSOC 2,977.67; IOWA DEPT OF HUMAN SERVICES 102,870.02; IOWA DEPT OF HUMAN SERVICES 124,452.13; IOWA DEPT OF HUMAN SERVICES 4,686.61; IOWA DEPT OF HUMAN SERVICES 17,098.12; IOWA DEPT OF TRANSPORTATION 9,010.32; IOWA DEPT PUBLIC SAFETY 2,871.00; IOWA DRAINAGE DIST ASSOC 5,600.00; IOWA LAKES ELECTRIC COOP 1,589.91; IOWA LAKES REGIONAL WATER 461.86; IOWA LAW ENFORCEMENT ACADEMY 340.00; IOWA PLAINS SIGING INC 387.48; IOWA PRISON INDUSTRIES 17,717.85; IOWA PUBLIC HEALTH ASSOCIATION 80.00; IOWA SECRETARY OF STATE 3,423.34; IOWA STATE ASSOC OF COUNTIES 5,155.00; IOWA STATE MEDICAL EXAMINER 5,943.50; IOWA WATER WELL ASSOCIATION 130.00; IPERS 203,008.15; IPERS, ASSESSOR'S OFFICE 6,324.43; ISAC 612.00; ISACA 145.00; ISLE CASINO & HOTEL-WATERLOO, THE 221.76; I-STATE TRUCK CENTER 248.07; IVERSEN, MICHELLE 55.62; JACKS UNIFORMS & EQUIPMENT 88.87; JACOBSON SUPPLY, LLC 120.17; JANITORS CLOSET LTD 2,820.41; JMS SOFTWARE 1,050.00; JOHNSON, CAL 59.22; JOHNSON, KIM 98.35; JOHNSON, SHIRLEY 20.00; JOHNSTON AUTOSTORES 39.65; JORDAN, ANNETTE L. 530.00; JULIUS CLEANERS 962.72; KANSAS CO. APPRAISERS ASSOC 75.00; KESTEL, HAROLD J. 176.65; KESTEL, JEFF 4.12; KIDS WORLD INC 1,195.08; KIER, JAN 20.60; KIMBALL-MIDWEST 1,543.21; KIRKholm, MARK 44.29; KISNER, JAMES 21.75; KNOLOGY 8,648.79; KNOLOGY 378.50; KNOLOGY 4,350.29; KOCH BROTHERS 214.00; KOCH, SHARON 33.70; KOSTER, ANNETTE 20.00; KUEHL & PAYER LTD 19,416.64; KUHN, HENRY 6.18; KUHN, SANDRA L 13.39; KURTZ, RAY 80.00; LAKE ELECTRIC SUPPLY 97.85; LAKESIDE MARINA 202.37; LARSON OIL & DISTRIBUTING 446.95; LAW ENFORCEMENT SYSTEMS INC 327.00; LAWSON PRODUCTS INC 73.94; LEIMER, LOIS 9.27; LESSMEIER, CAROLYN 7.21; LEWIS, CONNIE 14.42; LIBERTY TIRE - IA 935.95; LINDGREN, DOROTHY GENE 45.32; LINN GROVE, CITY OF 97.20; LLOYD, SUSAN 418.04; LORENZEN, ROGER 36.62; LOVETINSKY, DANIELLE 128.40; L-TRON CORPORATION 359.00; LUBECK, JENNIFER 26.40; LUCAS COUNTY HEALTH CENT 449.00; LULLMANN, KEVIN 198.96; LUND INDUSTRIES INC 951.53; M.D.PRODUCTS INC 1,684.62; MACK HANSEN GADD ARMSTRONG & B 1,108.50; MACKAY JR, ARCHIE 125.00; MADSEN, EDWIN A. 13.39; MADSEN, LEIGH 165.38; MAGELLAN HEALTH SERVICES, ATTN: JOHN AVERY 6,951.81; MAIL SERVICES LLC 1,579.29; MAINSTAY SYSTEMS INC 237.00; MALCOM, JUDY 27.81; MANGOLD ENVIRON TESTING INC 614.25; MARATHON, CITY OF 491.09; MARLYN & VALERIE HOGREFE, FAMILY TRUST 2,225.35; MARRON, KAYLA 113.98; MARSHALL & SWIFT 476.20; MARTIN EQUIPMENT ILLINOIS INC

168.19; MARTIN MARIETTA MATERIALS 255.34; MASON, MONA 20.00; MASTERCARD 8,236.45; MAYMON, PATTI 547.77; MAYMON, VICTORIA 222.00; MEDLINE INDUSTRIES INC 145.60; MEEVES, DENISE 66.08; MELANDERS APPLIANCES & TV 37.45; MENARDS - SPENCER 248.57; MENTZER, DAWN 216.29; MEYER, RICK 49.44; MEYER, ROGER 41.20; MID AMERICAN ENERGY 20,133.06; MID IOWA SALES 211.42; MID SIOUX OPPORTUNITY INC 14,784.62; MIDWEST CONTRACTING LLC 2,384.79; MILLS-THOMAS, TAMI 196.69; MOODIE REFRIGERATION 450.00; MOVALL, WANETTE 20.60; NACCTFO 60.00; NAPA AUTO PARTS 142.47; NATIONWIDE RETIREMENT SOLUTION 2,814.00; NATL PUBLIC SAFETY INFO BUREAU 169.00; NELSONS VET SUPPLY 48.50; NEW SIOUX CITY IRON CO 212.64; NEWELL, CITY OF 820.83; NEWS, BELL, TIMES, PATRIOT 315.00; NIELSEN, ANGIE 20.00; NORTH IOWA CO ENGINEERS, %DUSTEN ROLANDO 25.00; NORTH LAKE TRUCK REPAIR 4,293.34; NORTHERN LIGHTS FOODSERVICE 6,512.11; NORTHERN TRUCK EQUIPMENT CORP 26,872.00; NORTHWEST AGING ASSOCIATION 2,814.75; NORTHWEST DISTRICT OF ASSESSOR 450.00; NORTHWEST DISTRICT OF ASSESSOR, %JOHN LAWSON, CLAY CO. 150.00; NOTHWEHR, CARLENE M 49.44; NW IA PLANNING & DEV COM 4,775.52; NW IA YOUTH EMERGENCY SERVICES 9,300.00; O'BANNON, SHARI 171.46; OFFICE DEPOT 572.43; OFFICE ELEMENTS 3,701.02; OHIO NATIONAL 3,127.50; OHRTMAN, MARY 80.86; OLNEY JR, NORRIS G 24.44; OLSEN WELDING & MACHINE 667.58; OMG MIDWEST INC, (TRI-STATE PAVING) 316,135.36; O'REILLY AUTOMOTIVE INC 618.85; OTIS ELEVATOR COMPANY 1,704.00; OTTO, GARLAND 208.97; PALO ALTO COUNTY SHERIFF 33.32; PATTON LAW OFFICE 17,711.17; PAULSEN, NANCY 10.00; PECK SR, RONALD 150.00; PETERSON RALPH TRUST, PETERSON ARLENE 1,220.49; PETERSON RENTALS 385.00; PETTY CASH 48.01; PETTY CASH HEALTH DEPT 212.17; PHILLIPS & PHILLIPS TRUCKING 40.00; PICKHINKE, GARY 1,888.68; PILOT TRIBUNE 1,739.08; PITNEY BOWES 1,440.00; PLAINS AREA MENTAL HEALTH INC 47,588.39; PLOEGER, DAVID 91.00; POCAHONTAS CO SHERIFF 57.00; POLK COUNTY SHERIFF'S OFFICE 35.10; POLK COUNTY TREASURER 150.00; POSTMASTER 478.45; PRO COOPERATIVE 775.00; PROBUILD - STORM LAKE 171.90; PYLE, MINDY 10.00; QUAKERDALE 1,259.55; QUILL CORPORATION 307.11; QUIRIN, CHARLENE 5.15; QWEST 1,075.30; QWEST 23.56; R & D INDUSTRIES INC 46,815.90; RADAR ROAD TEC 560.00; RASMUSSEN FORD MERCURY INC 612.44; RASSLER, REBECCA 30.90; REBHURN, MICHAEL 2.58; REBNORD TECHNOLOGIES INC 2,296.85; REDENBAUGH, P.C., PHIL 27.50; REDENBAUGH, PHIL 390.50; REGIONAL TRANSIT AUTHORITY 840.00; REHNSTROM, MARY 11.33; REMBRANDT, CITY OF 636.41; RENCH, PEG 940.00; RICE, GLENN 400.00; RICE, MONICA 5.67; RICE, RICHARD 5.67; RICHMOND CENTER, THE 197.95; SAC CITY FOOD PRIDE 41.52; SAC COUNTY HEALTH SERVICES 6,070.28; SANOFI PASTEUR INC 7,318.87; SASSMAN, JEAN L 213.00; SCHMIT, JOHN 89.55; SEASONS CENTER 547.65; SECRETARY OF STATE 30.00; SECURITY TRUST 40,436.30; SECURITY TRUST & SAVINGS BANK 37.93; SECURITY TRUST &, SAVINGS BANK 145,004.26; SECURITY TRUST &, SAVINGS BANK 148,303.17; SEILER PLUMBING HEATING INC 75.00; SENECA COMPANIES 2,360.00; SENECA PLACE APARTMENTS 200.00; SEXTON, MIKE 20.00; SHARE CORP 252.06; SHERWIN-WILLIAMS 366.74; SIEVERS, DELORES 225.25; SIEVERS, RANDAL & JANET 2,116.79; SIEVERS, ROGER D 438.56; SILK SCREEN INK LTD 1,700.00; SIMONS, DOUGLAS 15.43; SIMPLEXGRINNELL LP 1,309.00; SIOUX CITY TRUCK AND TRAILER I 651.80; SIOUX LUMBER 24.59; SIOUX RAPIDS, CITY OF 206.72; SIOUX SALES CO 164.34; SKOG, BOB 300.00; SLEEZER, BONNIE 11.33; SLU SCHOOL OF MEDICINE, FORENSIC PATHOLOGY 825.00; SMALL, JULIE 210.23; SMITH CONCRETE SERVICE INC 14,913.75; SPEERS, TIM 87.54; SPENCER HOSPITAL 1,638.00; SPENCER POLICE DEPARTMENT 61.46; SPICK, MEGAN R 97.00; SPORTS REHABILITATION & 2,352.90; ST MARK LUTHERAN CHURCH 45.00; ST. LUKES CENTER FOR 222.00; ST. LUKE'S HEALTH RESOURCES 74.00; STAPLES CREDIT PLAN 370.20; STAR ENERGY LLC 22,842.66; STILLE PIERCE & PERTZBORN 86,913.00; STORM LAKE ACE HARDWARE 847.21; STORM LAKE CEMETERY 400.00; STORM LAKE HYDRAULICS 94.10; STORM LAKE MLS 45.00; STORM LAKE TIMES 1,738.39; STORM LAKE, CITY OF 91,074.15; STRUSS, MELINDA 39.01; SUNSHINE SERVICES INC 1,199.99; SUNSHINE SERVICES OF IA INC 176.25; TASC 13,401.09; TERRACON CONSULTANTS INC 649.25; TESSIER'S INC 300.00; THE FRAMING NOOK 42.50; THE IAI 450.00; THE PRIDE GROUP INC 4,454.68; THOMPSON, RAE MARIE 19.57; TIMI JORDISON PSYCHOLOGICAL SV 480.00; TREASURER STATE OF IOWA 1,883.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 54,952.00; TRIMARK CENTRAL BILLING 308.00; TRINITY CORP HEALTH SERVICE 30.00; TRI-STATE PAVING 5,000.80; TRUAX COMPANY INC 54.56; TRUCK

EQUIPMENT INC 87.62; TRUEMAP CORPORATION 337.50; TUTT, VALERIA JEANE 6.18; U.S. BANCORP EQUIP FINANCE INC 365.73; UNI ROADSIDE PROGRAM 50.00; UNITED COMMUNITY HEALTH CENTER 60.00; UPPER DES MOINES OPPTY 4,250.00; VA CENTRAL IA HEALTH CARE TO 645.00; VAN DIEST SUPPLY COMPANY 9,911.55; VAN HOOSER, MARK 100.00; VANGUARD APPRAISALS INC 14,600.00; VAUGH DELOSS CONSTRUCTION 112,162.10; VERIZON WIRELESS 4,053.66; VERIZON WIRELESS 180.00; VERNON COMPANY 255.88; VETERANS PRESS, INC 495.00; VISA 5,072.72; VISION CARE DIRECT 6,169.68; VISION SERVICE PLAN 1,844.78; VISTA PAINTS 310.12; WALMART COMMUNITY/GEMB 939.11; WAUBONSIE MENTAL HEALTH CENTER 739.00; WEEKS, BETH 52.22; WEIFENBACH, JUSTIN 300.00; WEILAND, MARY 141.12; WELLMARK BLUE CROSS & BLUE SHI 219,523.32; WELLMARK BLUE CROSS BLUE SHLD 1,270.00; WESSENDORF, GRACE A 26.78; WEST DES MOINES MARRIOTT 210.56; WEST PAYMENT CENTER 3,611.49; WETHERELL SAND & GRAVEL 227.00; WILEY, DAVID 263.10; WILSON, NATALIE 51.50; WINDSTREAM 1,537.82; WINDSTREAM COMMUNICATIONS, ATTN:CABS 309.77; WOGAHN, RUTH 436.68; WOODBURY CO SHERIFF 162.76; XEROX CORP 35.94; XEROX CORPORATION 69.67; YOCUM OIL COMPANY INC 6,630.25; YOUNG, NATHAN 100.00; YOUTH & FAMILY RESOURCE SVCES 2,402.40; YOUTH SHELTER CARE OF NORTH 373.20; ZEE MEDICAL INC 535.15; ZIEGLER INC 211,507.90

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**BOARD OF SUPERVISORS MEETING  
OCTOBER 4, 2011**

No Meeting today.

**BOARD OF SUPERVISORS MEETING  
FORTY-FOURTH MEETING, 2011 SESSION (44)  
OCTOBER 11, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 11, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Merten, and Ringgenberg and with Auditor's Assistant Sharon Henkel 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.

Env. Health/Zoning Director Kim Johnson informed the Board they have received a MMP for new construction on a **CAFO** for Jeff Goodman, on the Janl Turkey Facility in Section 1, Maple Valley Township. This is a small site, and doesn't require matrix. Motion by Merten, second by Altena, to set the public hearing for October 25, at 8:30 a.m. Carried.

Johnson informed the board that the **Mike Ehlers Finishing Site Permit** has been approved by the DNR. The Board now has 14 days to request a Demand for Hearing if desired. Motion by Merten, second by Altena, authorizing the Chair to sign a letter stating the Board DOES NOT request such Hearing. Carried.

Assistant to the Engineer, Preston Jacobs, presented the final payment estimate to be signed by the board for the salt and sand concrete storage bunkers for Secondary Road. Motion by Altena, second by Ringgenberg, to sign the cover sheets for asphalt projects **STP-S-CO-11(71)—5E-11, STP-S-CO-11(63)—5E-11, and FM-CO-11(69)—55-11** to be submitted to the DOT. Carried. Bid letting for these projects is set for Jan 18, 2012.

City of Rembrandt's drainage problems were not discussed today.

Action was not taken today to appoint a replacement on the **NW IA Regional Housing Trust Board**. The board will have to wait until we receive the resignation letter.

Deputy Auditor Leigh Madsen presented to the board six proposals received from **3<sup>rd</sup> Party Administrators**. Arends asked Madsen to complete the spreadsheet she created, that compares all the proposals received. A meeting date of October 25<sup>th</sup> was set to review the **RFP**'s received from all 3<sup>rd</sup> Party Administrators. No decision was made at this time.

Motion by Altena, second by Merten, to amend invoice payment from today's claims for **Yes Center** from \$3,300 down to \$900 and to send letters to the Yes Center and the JCO (Juvenile Court Officer) referring them to the May 17, 2011 letter to Gary Niles, and to request that a meeting with YES Center Director Cheryl McGrory and JCO Robert Fritz be held with the Supervisors. Carried.

Motion by Altena, second by Merten, to approve adding to today's claims approval list the **IACME Fall Meeting Registration** for three deputy medical examiners. Carried.

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

Motion by Altena, second by Ringgenberg, to approve the **minutes** of 9/27, as printed, and the following **reports**: 9/27 Plains Area Mental Health Center Board of Directors Meeting minutes, FY'11 Annual Financial Report, and July-Sept. Veterans and General Relief Report. Carried.

Motion by Altena, second by Merten, to accept the appointment by the BV County Bar Association, of John Murray, to the County **Judicial Magistrate Appointing Commission**, term expiring 12-31-2013. Carried.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 10:28 a.m., until Tuesday, October 18, 2011 at 8:30 a.m. for a special session. Carried.

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Sharon Henkel, Auditor's Assistant

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Dale Arends, Chairperson

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## **BOARD OF SUPERVISORS MEETING FORTY-FIFTH MEETING, 2011 SESSION (45) OCTOBER 18, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, October 18, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Chairman Arends opened the public hearing for the 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> readings of **Ordinance #1.6 Voting Precincts**. There was no public in attendance. Motion by Hach, second by Ringgenberg, to close the public hearing. Carried.

Motion by Hach, second by Altena, to approve the 1st reading of **Ordinance #1.6 Voting Precincts**. Carried.

Motion by Merten, second by Ringgenberg, to waive the 2<sup>nd</sup> reading and to approve the 3<sup>rd</sup> and final reading of **Ordinance # 1.6 Voting Precincts**. Carried.

## BUENA VISTA COUNTY ORDINANCE NO. 1.6

**Title:** VOTING PRECINCT ORDINANCE FOR BUENA VISTA COUNTY, IOWA.

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

**SECTION 1. Purpose.** The purpose of this ordinance is to repeal existing Ordinance 1.6, entitled Voting Precinct Ordinance for Buena Vista County, Iowa, which was a part of the Buena Vista County 2003 Code of Ordinances, and to adopt a new ordinance 1.6 of the same name and number. The new ordinance makes changes in the voting precincts for Buena Vista County, Iowa, pursuant to the provisions of Section 49.7 of the 2011 Code of Iowa.

**SECTION 2. Ordinance 1.6 of the Buena Vista County 2003 Code of Ordinances (Entitled Voting Precinct Ordinance for Buena Vista County, Iowa) Repealed.** Effective January 1, 2006, Ordinance 1.6 of the Buena Vista County 2003 Code of Ordinances (entitled Voting Precinct Ordinance for Buena Vista County, Iowa) is repealed. Effective January 15, 2012, Ordinance 1.6 of the Buena Vista County 2003 Code of Ordinances (entitled Voting Precinct Ordinance for Buena Vista County, Iowa) is repealed and replaced by this Ordinance.

**SECTION 3. Definitions.** For use in this ordinance, the following terms or words shall be interpreted or defined as follows:

- V. "Voting Precinct" or "Precinct" shall mean a county or municipal subdivision for casting and counting votes in elections.
- VI. "Township" shall mean a civil and political subdivision of Buena Vista County, Iowa, six miles on each side.
- VII. "Township Officials" or "Township Officers" shall mean a board of officers to whom the affairs of a township are entrusted.
- VIII. "Census Blocks" and "Census Tracts", as used herein, refer to those Blocks and Tracts as fixed by United States Census Bureau.

**SECTION 4. General Provisions.**

(a) The Precincts of Buena Vista County (except Storm Lake Precincts established by the Storm Lake City Council) are as follows:

- 7. Albert City-Fairfield-Coon (ACFC) shall include all of the city of Albert City, all of the remainder of Fairfield Township, and all of Coon Township. The 2010 census population of this precinct is 1,063.
- 8. Sioux Rapids-Marathon-Linn Grove-Rembrandt Precinct (SMLR) shall include all of the cities of Sioux Rapids, Marathon, Linn Grove, and Rembrandt, and all of Brooke, Barnes, Lee, Poland, Scott, and Lincoln Townships. The 2010 census population of this precinct is 2,568.

9. Alta-Nokomis-Elk Precinct (ALNE) shall include all of the city of Alta and all of the remainder of Nokomis Township plus Elk Township. The 2010 census population of this precinct is 2,403.
  10. Newell-Newell-Providence Precinct (NENP) shall include the city of Newell and all of the remainder of Newell Township, all of Providence Township, and census blocks 2041 and 2050 of census tract 9604. The 2010 census population of this precinct is 1,379.
  11. Lakeside-Hayes-Maple Valley Precinct (LKHM) shall include the city of Lakeside all of Maple Valley Township, and all of Hayes Township except that portion included in the incorporated City of Storm Lake, and except census blocks 1029, 1031, 2000, 2039, 2041, and 2050 of census tract 9604, and except census blocks 2019, 2020, and 2024 of census tract 9605, and except census blocks 1012, and 1117 of census tract 9606. The 2010 census population of this precinct is 1,330.
  12. Truesdale-Washington-Grant Precinct (TRWG) shall include: all of the city of Truesdale, all of the remainder of Washington Township outside the city limits of Storm Lake, except census block 3000 of census tract 9605; all of Grant Township; census block 2000 of census tract 9604; census blocks 2019, 2020, and 2024 of census tract 9605; and census block 1117 of census tract 9606. The 2010 census population of this precinct is 813.
- (f) Residents within an established township shall continue to vote for independent elected officials of such township. There shall be no combination of township officers.
- (g) Residents of areas within unincorporated Hayes and Washington Townships that are included in census blocks containing City of Storm Lake incorporated land, have been, by agreements with the City of Storm Lake, included in the city precincts to which they are adjacent. Pursuant to such agreements, and subject to their terms,
1. Residents of Census Block 1029, 1031, and 2039 in Census Tract 9604, Hayes Township, shall combine with the residents of Storm Lake 01 Precinct for voting purposes; and
  2. Residents of Census Block 3000, in Census Tract 9605, Washington Township, shall combine with the residents of Storm Lake 02 Precinct for voting purposes.
  3. Residents of Census Block 1012 in Census Tract 9606, Hayes Township, shall combine with the residents of Storm Lake 03 Precinct for voting purposes.
- (h) No changes are made to the Storm Lake Precincts, which are established by the Storm Lake City Council.

**SECTION 4. Repealer.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 5. 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 6. When Effective.** This ordinance shall be in effect January 15, 2012, and after its final passage and publication as provided by law.

Adopted by the Board of Supervisors on this 18th day of October, 2011.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Susan Lloyd, County Auditor

Engineer Jon Ites informed the Board that the **Hayes Farm** corn was sold. The County bushels were 2,625.01, and they were sold for \$6.07/bushel.

Motion by Hach, second by Ringgenberg, to approve **underground utility permits** for Iowa Lakes Electric Coop, Estherville, IA, for underground 3 phase service to replace existing overhead at two locations along 70<sup>th</sup> Ave, between Section 30-Washington Township and Section 25-Nokomis Township, and between Section 31-Washington Twp. and Section 36-Nokomis Township. Carried.

Engineer Jon Ites has contacted Lundell Construction Co., Inc. about the **DD #151 Sub 1** problems in Rembrandt. Lundell's would come in with water jets, scopes it, and grind them clean, for a cost of \$225/hour. There are 5 legs of tile in the City of Rembrandt, and Ites has no estimate of the number of hours needed to clean the tile. The City of Rembrandt has requested that something be done. Ites said that Lundell's could still schedule it to be done this fall yet. Motion by Merten, second by Hach, to authorize Lundell Construction Co., Inc., Cherokee, IA, to send a proposal and to start the cleanout project on DD #151 Sub 1, in the City of Rembrandt, at a cost of \$225/hour, for scoping, jetting, and cleaning the tile lines. Carried.

Motion by Altena, second by Merten, to approve the **minutes** of 10/11, as corrected, and the following **reports:** September Conservation Board minutes and September NWIPDC Policy Council minutes. Carried.

Motion by Merten, second by Ringgenberg, to approve the contract for FY'12 **Substance Abuse Prevention Services Agreement** for Compass Pointe, and to authorize Ken Hach to sign as the Chairman of record on the contract. Carried

**Supervisor Meetings:** Altena has Upper Des Moines meeting tonight; Hach attended the EMA meeting last night on Hazard Mitigation.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 9:40 a.m., until Tuesday, October 25, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SIXTH MEETING, 2011 SESSION (46)  
OCTOBER 25, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 25, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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

Chairman Arends opened the public hearing for the **CAFO** for Jeff Goodman, on the Janl turkey Facility in Section 1, Maple Valley Township, with Env Health/Zoning Director Kim Johnson present. Janl is adding another building and storage facility, and is below Matrix. Motion by Hach, second by Merten, to close the public hearing. Carried.

Env Health/Zoning Director Kim Johnson presented information regarding the **construction permit** for Ken Ehlers. They are in the 14 day waiting period before they can build.

Motion by Hach, second by Altena, to correct the **minutes** of August 16, 2011, regarding the closing of a portion of 470<sup>th</sup> St. in Lee Township. The motion should read: Motion by Merten, second by Ringgenberg, to close that portion of **470<sup>th</sup> St.** between the SW ¼ of Section 26, Township 93 North, Range 36 West of the Fifth Principal Meridian (5<sup>th</sup> P.M.), and the Northwest Quarter (NW ¼) of Section 35, Township 93 North, Range 36 West of the Fifth Principal Meridian (5<sup>th</sup> P.M.), and continuing **West** for 1,000', **between Sections 27 and 34 of Lee Township.** Carried.

Motion by Hach, second by Altena, to approve the **minutes** of 10/18, as printed.

Motion by Ringgenberg, second by Merten, to add one additional claim to today's **approval list** for Group Services, \$2,177.50. Carried.

Motion by Altena, second by Ringgenberg, to approve today's **claims approval list**, including the additional Group Services invoice for \$2,177.50. Carried.

Sheriff Gary Launderville discussed a **copier lease** for the Communications Center. The current lease is up in December. Quotes were received from Xerox and Office Elements. With Xerox, there is a 100% satisfaction guarantee, and the new lease would be less than the current lease. Motion by Altena, second by Ringgenberg, to approve a 60 month lease with Xerox, for a copier for the Communications Center, and authorizing the Chair to sign the lease. Carried.

Motion by Arends, second by Merten, to accept the resignation of Bonnie Hach as the Board's representative on the **NW IA Regional Housing Trust Board.** Ayes: Altena, Arends, Hach, Ringgenberg. Nays: Merten. Merten stated that Hach was a good representative on the Board and didn't want to see her resign. Carried.

Motion by Merten, second by Hach, to approve the following **chemical brush control** quotes from B & W Control Specialists for 2011 spraying: **DD #3 & 3 Ext** (\$6,500), **DD #32** (\$1,000), **DD #34 MOD** (\$4,500), **DD #34 Lat 2** (\$6,500), **DD #34 Lat 6** (\$3,600), **DD #34 Lat 8** (\$3,500), **DD #63 Ext**

(\$2,000), **DD #83** (\$4,500), **DD #101** (\$2,500), **DD #106** (\$1,750), **DD #180** (\$1,000), **Jt. DD #183** (\$1,000), **DD #184** (\$3,000), and **DD #205 MOD** (1,750), and to authorize the Chair to sign. Carried.

Motion by Ringgenberg, second by Hach, to approve the following **reports**: September Clerk of Court Fees Collected Report, Quarterly Farm to Market Road Fund Report (Jul-Sept), UDMO Interim Executive Director Informational Report for October 18, 2011 Board of Directors Meeting, Recorder's Quarterly Report of Fees Collected (July-Sept), and Central Iowa Juvenile Detention Center Board minutes. Carried.

Engineer Jon Ites updated the Board on the **Secondary Road projects**. The Sievers wetland project is done and the culverts are done in Section 22, Maple Valley Township. His Department is in the process of putting the snow equipment on.

EMA Director Aimee Barritt updated the Board on the BV County **Multi-Jurisdictional Hazard Mitigation Plan**. The grant agreement was signed on 4/21/09 with the State of Iowa, with an expiration date of 3/3/12, and with the possibility of a six month extension. The total plan cost is \$46,000, with 85% to be paid first by the County and then submitted for reimbursement by the State and Federal Government. The remaining 15% (\$6,900) is the local share (in kind) contribution. To date, we have 193 of 250 hours needed for the in-kind (local) share of the plan cost. If the hours are not met, the County will have to pay some of the local share in cash.

Merten presented information regarding the reimbursement that **juvenile detention centers** receive. The State sets aside \$17-\$18 million to offset the county's share of the costs for juvenile detention. It is expense based, not based on the service that is provided. The state auditor suggested that it go back to bed days, rather than expense based. The legislature formed a committee that developed several options for recommendations. One of the two options left to vote on for a recommendation, was to recommend a \$75,000 base reimbursement for each facility with the remaining funds split 50-50 between total operating costs and bed days percentage for youth under Iowa court orders. Youth would be placed within their judicial district or closest facility unless court ordered otherwise. Youth placed outside their judicial district and further away from the closest detention center would be ineligible to receive reimbursement for bed days.

The Board heard proposals from six **3<sup>rd</sup> party administrators**: Three Rivers Benefit Corporation, P.R.I.M.E., Employee Benefit Systems, Midwest Group Benefits, Administrative Solutions, Inc., and Group Services. The supervisors will be reviewing the information and make a decision at a later date.

Altena left the meeting.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 1:17 p.m. until Tuesday, November 1, 2011 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SEVENTH MEETING, 2011 SESSION (47)  
NOVEMBER 1, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 1, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Sheriff Gary Launderville presented the 1 year renewal contract for Morpho Trak, their live scan fingerprint machine, for a total of \$2,144. Motion by Hach, second by Ringgenberg, approving and authorizing the Chair to sign the one year renewal contract for **Morpho Trak**, at a cost of \$2,144. Carried.

**Supervisors report:** Altena-has a solid waste meeting on Thursday to meet with the consultant; Arends-RC & D meeting Thursday in Spencer, Safety Meeting tomorrow, and Dept Head meeting on Thursday morning.

Motion by Hach, second by Merten, to approve the **minutes** of 10/25, as printed. Carried.

Motion by Merten, second by Altena, authorizing the Auditor to **Transfer** \$10,000 from the General Basic Fund to Conservation Land Acquisition Trust Fund. Carried.

Motion by Hach, second by Merten, to approve the following **reports:** 10/11 Central Iowa Detention Commission minutes, FY'11 Audit Report for Plains Area Mental Health, Inc., FY'11 Audit Report for BV County Solid Waste Commission, and Early Childhood Annual Report for FY'11. Carried.

Engineer Jon Ites received a notice from the City of Storm Lake that their driveway at 1913 Richland is in non compliance on a **City Ordinance**, as it is wider than allowed, and due to its surfacing. They are given until 12/31/12 to come into compliance. Merten suggested asking for a variance.

Regarding the DD #151 Sub 1 drainage problem in the City of Rembrandt, Engineer Jon Ites contacted Rehab Systems, Inc., for a quote. Motion by Merten, second by Hach, approving and authorizing the Chair to sign the contract with Rehab Systems, Inc., Cherokee, IA, to jet/vac clean and televise the county tile lines in Rembrandt for **DD #151 Sub 1**, at a cost of \$225/hour. Carried.

Motion by Altena, second by Hach, to approve and authorize the Chair to sign the **underground utility permit** for Tom Olsen, Newell, IA, for boring of a water line, between sections 4 & 9, Newell Township, to extend the rural water line, from north to south, between farmsteads. Carried.

Bldg/Grounds Supt. Steve Hammen discussed the change in services for **DHS** starting November 1, which was outlined in a letter the Board received from Iowa Department of Human Services. The State has created a North Team Unit, consisting of 16 counties. Four of the 16 counties will continue to be a full time office, and will be working on cases from all counties included in the North Team. Buena Vista County is considered a full time office. The supervisors are concerned about the increased costs to taxpayers in Buena Vista County, due to this change.

CPC Dawn Mentzer discussed the **vehicle quotes** she has received for Case Management. Quotes were received from Rasmussen Ford for low mileage vehicles: 2008 Dodge Caliber, \$13,500.

2009 Ford Fusion for \$17,900, and 2010 Fusion for \$21,500. Fitzpatrick Chevrolet quotes were received, but with higher mileage: 2008 Ford Fusion, \$15,826, 2010 Impala, \$15,536, and a 2011 Malibu, \$15,558. Motion by Hach, second by Ringgenberg, to approve the purchase of the 2008 Dodge Caliber, with 12,200 miles, for a total price of up to \$13,500. Carried.

The Board reviewed the information that was presented to them October 25 from the 3<sup>rd</sup> Party Administrators that submitted RFP's for Buena Vista County. Motion by Hach, second by Altena, to select P.R.I.M.E., as the **3<sup>rd</sup> Party Administrator** for health, for flex services, and for COBRA services, for a 3-year contract. Carried. The flex service will start January 1, 2012, COBRA services will start April 1, 2012, and health services will start August 1, 2012.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:25 p.m., until Tuesday, November 8, 2011 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-EIGHTH MEETING, 2011 SESSION (48)  
NOVEMBER 8, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 8, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Weed Commissioner Dave Wiley met with the Board to review the 2011 **Weed Commissioners Report**, and stated that they sprayed 4,270 miles. They used Hi-Dep, mixed with Milestone, and it worked well.

The Chair opened the public hearing on the **minor subdivision** request of Michael Cavanaugh, in Sulphur Springs. Motion by Merten, second by Hach, to close the public hearing and to approve and authorize the Chair to sign **Resolution #2011-11-08-A**, the minor subdivision request of Michael Cavanaugh, in Sulphur Springs. Carried.

**RESOLUTION 2011-11-08-A**

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

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼ ) OF SECTION 9, TOWNSHIP 90 NORTH, RANGE 36 WEST OF THE 5<sup>TH</sup> P.M., ALSO BEING PART OF THE VACATED BLOCK TWELVE (12), FIRST ADDITION TO THE UNINCORPORATED TOWN OF SULPHUR SPRINGS, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of vacated Block Twelve (12), in the First Addition to said unincorporated town of Sulphur Springs; Thence South 01° 10' 34" East, along the East line of said Block Twelve (12), 300.00 feet to the Southeast (SE) Corner of said Block Twelve (12); Thence South 89° 31' 29" West, along the South line of said Block Twelve (12), 168.77 feet; Thence North 01° 10' 34" West, 300.00 feet to the North line of said Block Twelve (12); Thence North 89° 31'29" East, along said North line 168.77 feet to the Point of Beginning

Hereafter known as Lot D of Section 9, Township 90 North, Range 36 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.

**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 D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼ ) OF SECTION 9, TOWNSHIP 90 NORTH, RANGE 36 WEST OF THE 5<sup>TH</sup> P.M., ALSO BEING PART OF THE VACATED BLOCK TWELVE (12), FIRST ADDITION TO THE UNINCORPORATED TOWN OF SULPHUR SPRINGS, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of vacated Block Twelve (12), in the First Addition to said unincorporated town of Sulphur Springs; Thence South 01° 10' 34" East, along the East line of said Block Twelve (12), 300.00 feet to the Southeast (SE) Corner of said Block Twelve (12); Thence South 89° 31' 29" West, along the South line of said Block Twelve (12), 168.77 feet; Thence North 01° 10' 34" West, 300.00 feet to the North line of said Block Twelve (12); Thence North 89° 31'29" East, along said North line 168.77 feet to the Point of Beginning

Hereafter known as Lot D of Section 9, Township 90 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 plat of said:

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼ ) OF SECTION 9, TOWNSHIP 90 NORTH, RANGE 36 WEST OF THE 5<sup>TH</sup> P.M., ALSO BEING PART OF THE VACATED BLOCK TWELVE (12), FIRST ADDITION TO THE UNINCORPORATED TOWN OF SULPHUR SPRINGS, BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of vacated Block Twelve (12), in the First Addition to said unincorporated town of Sulphur Springs; Thence South 01° 10' 34" East, along the East line of said Block Twelve (12), 300.00 feet to the Southeast (SE) Corner of said Block Twelve (12); Thence South 89° 31' 29" West, along the South line of said Block Twelve (12), 168.77 feet; Thence North 01° 10' 34" West, 300.00 feet to the North line of said Block Twelve (12); Thence North 89° 31' 29" East, along said North line 168.77 feet to the Point of Beginning

Hereafter known as Lot D of Section 9, Township 90 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 8th day of November, 2011.

/s/ Dale Arends, Chair, Board of Supervisors ...../s/ Susan Lloyd, Auditor

The Chair opened the public hearing on the minor subdivision request of Richard P. Madsen and Paul A. Madsen, in Section 7, Lee Township. Motion by Altena, second by Hach, to close the public hearing and to approve and authorize the Chair to sign **Resolution #2011-11-08-B**, the minor subdivision request of Richard P. Madsen & Paul A. Madsen, in Section 7, Lee Township. Carried.

#### **RESOLUTION 2011-11-08-B**

**WHEREAS**, Richard P. Madsen and Paul A. Madsen have presented a preliminary and final plat (of survey) on the following described property:

#### DESCRIPTION Parcel C:

That Part of Lot 12 Auditor's Subdivision of the Northeast Quarter of Section 7, Township 93 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Commencing at the northwest corner of the Northeast Quarter of Section 7, Township 93 North, Range 36 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point south 00° 37' 36" west (south 00 degrees 37 minutes 36 seconds west) along the west line of the Northeast Quarter of said Section 7 a distance of 740.22 feet; thence south 80° 53' 13" east a distance of 331.78 feet; thence south 81° 23' 26" east a distance of 184.03 feet; thence south 49° 18' 19" east a distance of 197.93 feet; thence south 42° 18' 28" east a distance of 407.21 feet; thence south 45° 34' 39" east a distance of 93.27 feet to the point of beginning (said point being on the north right-of-way line of 430<sup>th</sup> Street) and running from this point of beginning north 24° 42' 38" east a distance of 584.00 feet; thence south 73° 42' 33" east a distance of 660.19 feet to an easterly line of said Lot 12 as evidenced by the existing fence line; thence southeasterly along said easterly line along a curve concave northeasterly and having a radius of 1700.00 feet a distance of 385.44 feet (said curve having a chord bearing of south 18° 55' 47" east and a chord length of 384.61 feet); thence south 25° 02' 43" east along an easterly line of said Lot 12 a distance of 245.15 feet; thence south 28° 19' 00" east along an easterly line of said Lot 12 a distance of 71.18 feet; thence south 32° 06' 07" east along an easterly line of said Lot 12 a distance of 141.05 feet; thence southeasterly along an easterly line of said Lot 12 along a curve concave northeasterly and having a radius of 300.00 feet a distance of 101.32 feet (said curve having a chord bearing of south 41° 46' 39" east and a chord length of 100.84 feet); thence south 51° 27' 11" east along an easterly line of said Lot 12 a distance of 219.14 feet to the northwest corner of Lot 8, Auditor's Subdivision of the Northeast Quarter of said Section 7; thence south 21° 10' 11" west a distance of 282.88 feet to the north Right-of-Way line of 430<sup>th</sup> Street (said corner also being the southeast corner of said Lot 12); thence north 60° 15' 33" west along said north right-of-way line a distance of 1112.23 feet; thence north 61° 05' 21" west a distance of 181.39 feet; thence north 58° 39' 32" west a distance of

100.00 feet; thence north 54° 45' 02" west a distance of 100.00 feet; thence north 50° 50' 39" west a distance of 100.00 feet; thence north 46° 34' 48" west a distance of 21.04 feet; thence north 24° 42' 38" east a distance of 78.71 feet to the point of beginning. All bearings stated in this description are based on the assumption that the west line of the Northeast Quarter of said Section 7 has a bearing of south 00° 37' 36" west. The area of the above described parcel of land is 21.872 acres which includes 0.517 acres of Highway Right-of-Way, varying is width along the south line of the above described Parcel of land.

**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 Parcel C:

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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 Parcel C:

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PASSED, APPROVED AND ADOPTED this 8th day of November, 2011.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Susan Lloyd, Auditor

Bldg/Grounds Supt. Steve Hammen and Nurse Administrator Pam Bogue discussed the East Richland **remodeling** project. Bogue asked permission to use the former parking spot of the Naturalist as an additional handicapped parking place. The consensus was to allow the former parking spot of the Naturalist, to be handicapped. The discussion continued regarding remodeling of the Public Health offices, due to the need for more private offices for the nurses in order to be more HIPAA compliant. It was the consensus to approve the project and to include it in the FY'13 capital projects.

**Liberty National Life Insurance** Agent Jim Bishop requested a change to our cafeteria plan, to enhance our current policy. Bishop discussed the options available for Term Life Insurance, Accidental Death coverage, and First Diagnosis Cash Cancer Policy. All of these options are available for purchase by the employees, for themselves, spouse, and children. Merten would like to take the information under advisement. Arends is in favor of allowing him to meet with the employees. Action will be taken at the November 15 meeting.

Steve Hammen discussed an issue of security with the Clerk's Office. Hammen will be installing a glass window for the counter for the Clerk's Office and also for the Small Claims Office.

Kathy Evert, Iowa Lakes Corridor Development Corp Executive Director, Pat Reno, Board Member, and Rob Hach, reviewed the activities of the organization, and Hach presented a testimonial for the organization. Evert thanked the Board for their past support, and asked the supervisors to give thoughtful consideration to investing a total of \$100,000 in the program, payable over a four-year period. Hach encouraged the Board to work with all resources, and to continue to support the Lakes Corridor in their funding. Sandy Johnson was also present for the discussion, and asked Evert if she could add child care to her survey, to see if there is a need. Johnson stated that Storm Lake has lost a child care facility that was highlighted in Washington DC, and by the legislature.

Matt Madsen, Phyllis Slawson, and Carol O'Tool, DHS, updated the Board on the changes to their department. They continue to have 14-16 staff here in BV County. Clay, Dickinson, Carroll, and BV take applications for income maintenance, and help serve 16 counties. They are not changing the services they offer to clients here, but are able to send information electronically where it needs to be in order to be taken care of efficiently. Hach requested the Board be notified prior to the date a change goes into effect. The County received notice on the day the change was taking place. Merten asked again about the reimbursement that BV County receives for serving clients. Cherokee doesn't have an office, and neither does Sac. BV pays 40%, do the other counties have to pay anything? Madsen-we don't keep track of the clients coming in from other counties. They have left it up to the counties to make the agreement. The other counties are still maintaining a small presence in the other part-time counties. They have moved to paperless, and they are now able to take the work and move it to where the workers are, and not moving the employees to other locations where the work is. Madsen apologized again for not getting the information to the Board sooner, but they didn't see a budgetary impact.

John Wilson, Interim Executive Director of UDMO and Joan Spooner, Storm Lake Site Director, met with the Board to review their activity from October, 2010 through September, 2011, assisting 2,331 individuals in nearly 825 Buena Vista County households. For every county dollar received, they brought \$75.36 of state and federal assistance into the county. Their request for FY'13 funding is \$19,750.

Motion by Merten, second by Hach, to approve the minutes of 11/1, as printed, and the following reports: October 13 Buena Vista VA Commissioners Board minutes, Northwest Iowa Regional Housing Authority Annual Report for 2010-2011, and October NWIPDC Policy Council minutes, and today's claims approval list. Carried.

Motion by Altena, second by Merten, to authorize the Auditor to void check #233679, dated 10/11/11 for \$76.00, issued to Jodi Gillespie, and to reissue. The original check was lost. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:56 a.m. until Tuesday, November 15, 2011 at 8:30 a.m. for special session and to canvass the City Election. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-NINTH MEETING, 2011 SESSION (49)  
NOVEMBER 15, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 15, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, and Ringgenberg, and with Auditor's Assistant Sharon Henkel 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.

Pursuant to Chapter 50.24 of the 2011 Code of Iowa, motion by Altena, second by Hach, to declare the results of the **Canvass** of the November 8, 2011 Municipal Election as follows: (\* indicates winner)

**ALBERT CITY** - total voters – 117 – 25.16% turnout

<u>MAYOR (2 YR)</u>		<u>COUNCIL MEMBERS (3 - 4 YR.)</u>	
CARL ERICKSON JR.	101 *	CHRISTY EHLERS	98 *
SCATTERING	13	ABE FALKENA	71 *
		NORMAN L. HANSON	99 *
		MASON CADY	18
		SCATTERING	16

**ALTA** - total voters – 389 – 28.31% turnout

<u>MAYOR (2 YR)</u>		<u>COUNCIL MEMBERS (3 - 4 YR)</u>	
JERRY BUCKENDAHL	103	RONALD CHAPMAN	212 *
RICHARD MORRIS	100	MOLLY ELSTON	239 *
RONALD H. NEULIEB	209 *	JULIE R. FAST	146
SCATTERING	0	ROB HACH	289 *
		MATT KOTH	114
		JACOB STEWART	133
		SCATTERING	18

PARK BOARD (1 – 6 YR)

JERRY BUCKENDAHL	10
GENE LLOYD	15 *
SCATTERING	59

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**LAKESIDE** - total voters – 19 - 5.18% turnout

MAYOR (2 YR)

COUNCIL MEMBERS (2 - 4 YR)

GENE MANDERNACH	18 *	MARCELLA KOTH	18 *
SCATTERING	2	GARY WALLBURG	18 *
		SCATTERING	2

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**LINN GROVE** - total voters – 27 – 21.6% turnout

MAYOR (2 YR)

COUNCIL MEMBERS (5 - 2 YR)

RONDA ELLIS	23 *	STUART GENSON	24 *
SCATTERING	2	STEWART JESSEN	25 *
		DIANE LINDAHL	25 *
		JOHN C. NELSON	25 *
		MARLIN WEIER	24 *
		SCATTERING	4

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**MARATHON** - total voters – 27 – 15.08% turnout

MAYOR (2 YR)

COUNCIL MEMBERS (3 - 4 YR)

DANA SNOW	27 *	STARR E. ABBAS	22 *
SCATTERING	1	KAREN JOHNSON	25 *
		TONY RYDSTROM	28 *
		SCATTERING	4

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**NEWELL** - total voters – 31 – 5.42% turnout

<u>COUNCIL MEMBERS (2 – 4 YR)</u>		<u>COUNCIL MEMBER-TO FILL VACANCY (2 YR)</u>	
STANLEY HENRICH	25 *	CHRIS ELDRED	26 *
SYLVIA NELSON	30 *	SCATTERING	2
SCATTERING	2		

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**REMBRANDT** - total voters - 21 – 16.8% turnout

<u>MAYOR (4 YR)</u>		<u>COUNCIL MEMBERS (2 – 4 YR)</u>	
KEN RASSLER	22 *	NATASHA DAILEY	21 *
SCATTERING	1	SHARON HARRINGTON	4 *
		CHRIS MEYER	3
		SCATTERING	8

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**SIOUX RAPIDS** - total voters – 122 – 23.02% turnout

<u>COUNCIL MEMBERS (3 - 4 YR)</u>		<u>COUNCIL MEMBER-TO FILL VACANCY (2 YR)</u>	
SCOTT L. HALDIN	88 *	DENNIS EDWARDSON	78 *
BRENT LANDSNESS	68 *	JAMES WISE	47
STEVE LONNING	59	SCATTERING	0
ALLEN SORENSON	66 *		
KEITH STOEBER	66		
SCATTERING	1		

\*\* (SORENSON won by draw from a hat)

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**STORM LAKE** - total voters – 83 – 1.4% turnout

<u>COUNCIL MEMBERS (3 - 4 YR)</u>	
BRUCE ENGELMANN	78 *

SARA MONROY-HUDDLESTON	74 *
DAVID GRANT WALKER	77 *
SCATTERING	6

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**TRUESDALE** - total voters – 34 – 50.75% turnout

MAYOR (2 YR)

JESSIE MEUSBURGER	28 *
LINDA WALKER	8

COUNCIL MEMBERS (5- 2 YR)

CHRISTOPHER BARRICKMAN	23 *
STEVE R. BOVERO	27 *
LA JUANA HANSON	23 *
MIRANDA HAZEN	8
CONNIE LEWIS	26 *
BARRY J. MEYER	9
TINA SHANNON	24 *
SCATTERING	18

Motion by Altena, second by Hach, to approve the minutes of 11/8, as printed, and the following reports: Oct. 11 Board of Health minutes, Oct. 27 Compass Point meeting, and the Nov. 3 B.V. County Solid Waste Commission meeting. Carried.

Motion by Hach, second by Ringgenberg, to declare the following list as excess equipment and to authorize the Bldg/Grounds Supt. to advertise and sell at the listed price:

Listed furniture sold as is, first come first served.  
 Buyer must be able to remove items from premises at time of sale.  
 7 Office desk \$50 each  
 2 credenzas' \$30 each  
 4 computer style desk \$ 20 each  
 11 chairs \$10 each  
 1 - 5 drawer legal file cabinet \$50 each  
 1 - 4 drawer letter file cabinet \$50 each  
 1 - 2 drawer file cabinet (free)

Carried.

Motion by Hach, second by Ringgenberg, to accept the recommendations from Kuehl and Payer of repair and maintenance for the at-grade crossings on Drainage District No. 34 BV Lat 2 OD. Carried.

Motion by Ringgenberg, second by Altena, to approve the Chair to sign the Service Agreement for P.R.I.M.E. Benefit Systems, Inc. Carried.

**Liberty National Life Insurance** Agent Jim Bishop requested a change to our cafeteria plan, to enhance our current policy. Motion by Arends, second by Altena, to amend our current cafeteria plan and to offer Liberty National Life Insurance to the county employees. Carried.

Motion by Arends, second by Hach, to direct Buena Vista County to not seek the 25% reimbursement from the Iowa Dept. of Public Health for **Compass Pointe** and to pay their per capita amount as usual as recommended at the Oct. 27 finance committee meeting. Ayes: Arends, Altena, Ringgenberg. Nays: Hach. Abstentions: None. Carried.

**Marilyn Monson** from **Western Iowa Tourism** presented an update on tourism and statistics received from her recent conferences she attended. She submitted a request for reimbursement for expenses she incurred for the conferences.

I.T. Director Patti Maymon presented the **Tyler Technologies** contracts for a software update, and informed the Board of the changes. Motion by Hach, second by Altena to authorize chair to sign the **Tyler Technologies** contracts. Carried.

**Engineer Jon Ites** presented the annual **Iowa DOT Bridge Inspection Report** which indicated 6 bridges on paved roads need to be scheduled for replacement in the Five Year plan. Funds available from current road use tax, property tax, and federal bridge replacement dollars will not support the needs shown. A 7<sup>th</sup> bridge will have a new lower posting to 5 ton weight limit. **Valero** in Albert City plans to develop onsite parking for delivering trucks and will need an additional drive onto C29. Ites submitted a bill for payment to **Rehab Systems Inc.** for work done on Rembrandt tile lines within the city. Motion by Hach, second by Ringgenberg to accept report and submit bill for payment. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:52 a.m. until Tuesday, November 22, 2011 at 8:30 a.m. for regular session. Carried.

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Sharon Henkel, Auditor's Assistant

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTIETH MEETING, 2011 SESSION (50)  
NOVEMBER 22, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 22, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Env Health/Zoning Director informed the Board about a Master Matrix for The Maschhoffs, LLC, in Section 24 of Poland Township. They are increasing the amount of hogs in the existing buildings, from 4,166 to 5,100. Motion by Merten, second by Ringgenberg, to set the Public Hearing for The Maschhoffs, LLC **Master Matrix**, in Section 24, Poland Township, as December 13, 2011 at 8:30 a.m. Carried.

Brian Blomme, Kuehl & Payer Engineer, reviewed the plans and specifications for the cleanout and repair project of DD #34 Lat 2 OD. The repair work involves a channel cleanout from Station 0+00 to 66+00 and continues from 358+00 to the top end at Station 707+03. The Board has approved the acquisition of additional right-of-way necessary to provide a uniform 100' right-of-way along this facility. The acquisition will take place this winter prior to the 2012 planting season, and will notify the landowners prior to planting and will pay crop damages next year based on the new right-of-way. Motion by Hach, second by Altena, to set the bid letting date on the **DD #34 Lat 2 OD** repair work for Tuesday, December 20, at 11:00 a.m. Carried.

Motion by Merten, second by Ringgenberg, to set the **official newspaper** for use in publishing notices for all Buena Vista County drainage districts as the Storm Lake Pilot Tribune. Carried.

Motion by Ringgenberg, second by Hach, to approve the **minutes** of 11/15, as printed. Carried.

Motion by Merten, second by Hach to authorize the Engineer to do an **engineering traffic investigation** for Vestal Street. Carried.

Bldg/Grounds Supt. Steve Hammen updated the Board on the Clerks **security window**. The old windows from DHS can be modified for \$200-\$300. Motion by Hach, second by Altena, to authorize Hammen to install safety glass, which we already own, for the Clerk and Small Claims Offices. Carried.

Bldg/Grounds Supt. Steve Hammen has received a request from the Sheriff to obtain a **key** for the courthouse. The consensus was to give the Sheriff a key to the Courthouse, for security.

The **crows** have returned to the Courthouse, and are making a mess on the sidewalks. Bldg/Grounds Supt. Steve Hammen found a unit that he can purchase for \$150-\$200 to install on the courthouse to chase them away.

Motion by Altena, second by Hach, to approve today's **claims approval list** and the following **reports**: October Clerk of Court Fees Collected, December PCB Solid Waste Agency Board minutes, and Financial Statements of PCB Solid Waste Agency, Cherokee, IA. Carried.

Merten and Altena left to attend another meeting.

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

Engineer Jon Ites stated that a bid letting was held for BROS-CO11(73)--8J-11, a bridge replacement project on the SW corner of Section 1, Grant Twp. The low bid was Graves Construction, Spencer, IA, for a total of \$211,668.42. Engineer Ites recommends the Board award the contract. The original estimate was \$219,545.00. Motion by Hach, second by Ringgenberg, to award the contract for **Project #BROS-CO11(73)--8J-11**, the bridge replacement project on the southwest corner of Section 1, Grant Township, to Graves Construction, Spencer, IA, for \$211,668.42. Carried.



Motion by Ringgenberg, second by Hach, to approve and authorize the Chair to sign the winter maintenance agreements for the cities of Rembrandt, Lakeside, Linn Grove, and Truesdale. Carried.

Motion by Hach, second by Ringgenberg, to approve the underground utility permit for Century Link (Qwest), Storm Lake, IA, for a 6 pair dial and data cable, from the intersection of C65 and M31, terminal to terminal, on west side of road, 1,100' south. Carried.

Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign the underground utility permit for Century Link (Qwest), Storm Lake, IA, for a communication cable, from the southwest corner of the intersection of 640<sup>th</sup> St. and 50<sup>th</sup> Ave. 3,900' to the East side of 50<sup>th</sup> Ave. across from 6475 50<sup>th</sup> Ave. Carried.

Motion by Ringgenberg, second by Hach, to approve the appointment of Marlow Feldman as the Board's representative for the NW IA Regional Housing Trust Board, replacing Bonnie Hach. Carried.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:10 a.m. until Tuesday, November 29, 2011 at 9:00 a.m. for special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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## **BOARD OF SUPERVISORS MEETING FIFTY-FIRST MEETING, 2011 SESSION (51) NOVEMBER 29, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 29, 2011 at 9:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Hach, 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 Hach, second by Ringgenberg, to accept the contract, bond, and certificate of insurance for Graves Construction, Spencer, IA, for Project #BROS-CO11(73)--8J-11, for a total project cost of \$211,668.42, and to authorize the Chair to sign. Carried.

Engineer Jon Ites competed an engineering and traffic investigation speed limit on Vestal Street, from 10<sup>th</sup> Street in Storm Lake, North to C49 (590<sup>th</sup> Street) in Buena Vista County. Ites recommendations were to set 25 MPH from the intersection of 10<sup>th</sup> St. in Storm Lake, North 200'; set 35 MPH from 200' North of 10<sup>th</sup> St. to 1450' North of 10<sup>th</sup> St.; and to set 45 MPH from 1450' North of 10<sup>th</sup> Street to C49. Storm Lake Police Chief Mark Prosser and City Administrator Jim Patrick were present for the discussion. Patrick addressed the supervisors and stated that it was the City Council's intent to leave the speed limit at 35 MPH. Patrick commented that the speed limit has always been 35. Supervisor

Merten said that since the road is paved and widened, it is safer. Patrick disagreed with that comment, and said there needs to be more investigation, and a longer study. Chief Prosser commented that changing from 35 MPH to 45 MPH confuses the motorists, and said there needs to be more history. Patrick said the intent of paving was to increase economic development, and by doing so, the slower speed limit is better. Chief Prosser commented that with the Field of Dreams, it is safer to keep the speed low. He also suggested waiting 4 seasons to see what the traffic pattern will be, as it is a lot busier in the summertime. Supervisor Merten has received several phone calls from the public, requesting the increase in speed limit to 45 MPH. Ites commented that the past accidents were youth that may have been unfamiliar with gravel roads. Ites commented that normally when a road is paved and widened, it is considered safer than what a gravel road would be. Motion by Hach, second by Ringgenberg, to accept the study and to forward it on to the City of Storm Lake to present to the Council for their recommendation. Carried.

Motion by Hach, second by Merten, to approve the minutes of 11/22, as printed, and the following reports: Engineering Traffic Speed Study for a portion of Vestal Street. Carried.

After reviewing the current personnel policy handbook regarding employees that work on a holiday, the decision on the I.T. Department's request to receive time and a half for hours worked on a holiday was tabled until December 6, when the full board will be present for the discussion.

Motion by Merten, second by Hach, to set the time and date of the Public Hearing on the 1<sup>st</sup> budget amendment for FY'12, as December 20, at 8:30 a.m. Carried.

Supervisor meeting reports: Arends-LEPC meeting Thursday morning in Spencer, RCD meeting in Spencer at noon, Department Head Meeting Thursday morning, IDDA Meeting Friday morning in Fort Dodge; Merten-DECAT meeting last week, LIC meeting last night.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 10:29 a.m. until Tuesday, December 6, 2011 at 8:30 a.m. for regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-SECOND MEETING, 2011 SESSION (52)  
DECEMBER 6, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 6, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Env Health/Zoning Director Kim Johnson informed the Board that she has sent out 20 letters to females, trying to find someone to fill positions on the **Board of Adjustment**, and to have a gender balance on the Board, and has had no response. Johnson asked the Board what the next step is, as she is need of members. The consensus of the Board was to find any individual, whether it is male or female, as Johnson has done her best to try and balance gender on the Board.

I.T. Director Patti Maymon discussed the request of **Iowa Workforce Development** to place a computer kiosk in the Courthouse. There is already one in the Storm Lake Public Library and one located in Buena Vista University. Maymon has received comments from department heads and requested that if it were located in the Courthouse that it not be on the first floor or near the lobby, as there is enough activity in the lobby area for driver's license. Since it is a State agency, putting it on the second floor, with the other state offices is an option, but then the problem is where to place the kiosk. The consensus was to decline the request due to lack of space, and the Board also realizes that staff would be needed to help individuals. Maymon will relay the message to Iowa Workforce Development.

The discussion continued from last week, regarding the I.T. Department's request to receive time and a half comp time when working on holidays. If the entire network has to go down, it is easier to schedule to work with vendors on Presidents' Day and Veterans' Day when they are usually working and the Courthouse is closed. Maymon commented that it doesn't happen often, where she is working on holidays. Motion by Merten, second by Altena, to approve and recommend that a change to the handbook be made, to include the I.T. Department with the Non-exempt Buildings/Grounds Staff in the holiday pay paragraph of Section 5.1 of the **Employee Information Handbook**, dated March 1, 2010, to say that the I.T. Department shall receive time and half for working a holiday, whether or not they work in excess of 40 hours in that work week. Carried.

Motion by Ringgenberg, second by Merten, to allow Patti Maymon to receive time and a half for the hours she worked on Veterans' Day **holiday**, 2011, as comp time. Carried.

Bldg/Grounds Supt. Steve Hammen informed the Board as to why they are not removing snow in front of the **Veterans' Monument** pieces and tablets. The stamped concrete in front of the monument pieces is not conducive to snow removal because of all the valleys created by the stamp. The stamped concrete has a very slick surface, and putting ice melt on the surface would damage the looks of the stamped stained concrete. Also, the use of power equipment to clear the snow could cause an accident and damage the pieces and tablets. New sidewalks that routed traffic away from the pieces and tablets were installed as a means to reroute traffic to the Courthouse lobby.

Sherri Peterson, Library Director at Newell and President of the **Library Association**, along with 5 other librarians, met with the Board to request funds for FY'13. They all thanked the Board for their support, and to say how much the communities appreciate the support of the Board for their libraries. They all work with budgets and all realize the tough choices that have to be made with regards to the economy. The libraries serve a lot of people, and provide services free of charge to the public. They are asking to be kept at the budget they are at currently, and hopefully won't see a cut to their allocation. The State has cut allocation to the libraries by 20%. They discussed WILBOR, which is a consortium of more than 100 Iowa libraries which provides downloadable audio book and eBook services to the patrons of participating libraries. The libraries are also digitizing newspapers, and are still microfilming, since that is the state requirement for archival quality. The Board thanked them for what they do in their communities.

Motion by Hach, second by Altena, to approve the minutes of 11/29, as printed, and the following reports: Third Judicial District Dept. of Correctional Services Annual Report for FY'11, November Buena Vista VA Commissioners minutes, and November Central Iowa Detention Commission minutes. Carried.

Motion by Ringgenberg, second by Merten, to approve today's claims approval list, with the exception of Ken Hach's mileage, that will be resubmitted at a later time. Carried.

Motion by Hach, second by Merten, authorizing the Chair and Auditor to sign the annual certification of voting equipment that was purchased with HAVA funds, for the Secretary of State. Carried.

Motion by Ringgenberg, second by Altena, authorizing the Chair to sign the new lease agreement with Pitney Bowes, for a new mailing machine for DHS. Carried.

Motion by Merten, second by Altena, to approve the request of the Storm Lake Times to publish the DD #34 Lat 2 drainage notice in their paper, once a week for 2 consecutive weeks, at the cost of \$48 for each publication. Carried.

Motion by Hach, second by Altena, to change the time and date of the Public Hearing on the 1<sup>st</sup> budget amendment for FY'12, to December 27, at 8:30 a.m. Carried.

Supervisor meeting reports: Arends and Hach met with Mayor Kruse and Jim Patrick to discuss issues. They would like to continue having two from each government entity meet once a month to discuss issues. Ringgenberg attended an Early Childhood Iowa board meeting.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:49 a.m. until Tuesday, December 13, 2011 at 8:30 a.m. for special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-THIRD MEETING, 2011 SESSION (53)  
DECEMBER 13, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 13, 2011 at 8:30 A.M. in the Boardroom with Vice-Chairman Merten presiding, and the following members present: Altena, Hach, 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 Chair opened the public hearing for a Master Matrix for The Maschhoffs, LLC (Baker 2 Finisher) Construction application with Env Health/Zoning Director Kim Johnson, Justin Schulenberg, and Nancy Bormann in attendance. Motion by Hach, second by Altena, to close the public hearing and to approve and authorize the Vice-Chairman to sign Resolution #2011-12-13-A. Carried.

## RESOLUTION 2011-12-13-A

Recommending approval of The Maschhoffs (Baker 2 Finisher) Construction Application to the Iowa Dept. of Natural Resources.

**WHEREAS**, the Buena Vista County Board of Supervisors has adopted the Master Matrix CAFO construction applications to provide an opportunity for local input; and

**WHEREAS**, a construction application for increasing animal numbers only with no construction at an existing confinement facility has been submitted by The Maschhoffs on November 15th, 2011; and

**WHEREAS**, the Buena Vista County Environmental Health Director has reviewed the application using the Master Matrix, finding a score of 440 points, and has verified all of the elements of the application for accuracy; and

**WHEREAS**, the minimum score set by the DNR is 440 points.

**WHEREAS**, the Board of Supervisors published a notice in the Pilot Tribune on November 26th, 2011 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on December 13th, 2011, for the purpose of receiving public comment; with no response provided:

**WHEREAS**, the Board of Supervisors shall submit the recommendation within 30 days of DNR receipt of application,

**WHEREAS**, the Board of Supervisors, has assembled their comments with knowledge provided for submission to the DNR;

**NOW THEREFORE BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby recommends approval of the construction application of the Maschhoffs (Baker 2 Finisher) Construction Application.

**PASSED, APPROVED AND ADOPTED** this 13<sup>h</sup> day of December, 2011.

/s/ Paul Merten, Vice-Chairman, Board of Supervisors...../s/ Susan Lloyd, Auditor

Marjorie Neulieb, President of the **Buena Vista County Historical Society**, met with the Board to request funds for FY'13 of \$800, the same as the current allocation. She thanked the Board for their continued support. They are using the current funds for computer software, and would like to use the future \$800 allocation to purchase 14 Phillips Day Brite fluorescent fixtures. The Board thanked them for everything that they do.

Bldg/Grounds Supt. Steve Hammen discussed the Safety Committee's request to include a note in paychecks, regarding the use of **cell phones and texting** while driving County Vehicles. It is a proven fact that anyone using a cell phone while driving, even if it is a blue tooth function, takes your mind off of your driving, you are focused on the phone call. Hach said it was a good idea to put something out in paychecks, reminding the employees of the state law prohibiting the texting on your cell phone while driving. The consensus of the Board was to have Hammen prepare something to be included with paychecks to the employees.

Tom Seigfreid, Rembrandt Enterprises, presented an **Economic Development Financial Assistance Contract** by Rembrandt Enterprises, Inc., Buena Vista County, and the Iowa Department of

Economic Development, for their consideration. In 2007-2008, Rembrandt Enterprises had a building project of \$6,333,000 plus another \$10,900,000 in production equipment, for a total of \$17,200,000, and increased their number of employee by 41. Assessor Kathy Croker commented that the valuation of equipment is not captured, so it is a wash. The only valuation in consideration of the tax abatement is for the building. The first time it was fully assessed was in 2009. Seigfreid commented that they are not looking back; they would like to get the old one implemented, and go forward from here. The current valuation on the newest project is on a value of \$450,000, which the Board granted a 7-year abatement, pending receiving a "development agreement", with a 75% exemption on the 1<sup>st</sup> year. Motion by Ringgenberg, second by Altena, to authorize the Vice-Chairman to sign the IDED Agreement for Rembrandt Enterprises, and to confer with the County Attorney whether this Financial Assistance contract takes the place of a "development agreement". Carried.

**Secondary Road Report:** Engineer Jon Ites attended a County Engineers meeting, and heard that there will be State Audits that are required on Title VI of the Civil Rights Act compliance, to be sure there is no discrimination with policies and contracts; Ites also received communications on the Rock Island Clean Line and the meeting they have scheduled. The line is scheduled to be run from O'Brien County to outside of Chicago, IL. By a straight line, BV County would not be in line; ATV safety was also discussed, and the statistics on accidents with 4-wheelers.

Engineer Jon Ites had sent out requests for proposals to 4 companies for a bridge consultant, and received 2 back, one from Kuehl & Payer for \$19,350, and one from Calhoun-Burns for \$17,445. Motion by Hach, second by Ringgenberg, to accept the low bid for a **bridge inspection consultant** for a 2-year cycle, beginning Jan 1, 2012, with Calhoun-Burns & Associates, Inc., West Des Moines, IA, for a total of \$17,445. Carried.

Dick Aronson met with the Board to request FY'13 funding for the **Albert City Historical Society**, in the amount of \$1,000, an increase of \$200 over the current year. They use the funds for day to day expenses. He thanked the Board for their support. The Board thanked him for the services they provide for their community.

Motion by Hach, second by Ringgenberg, to approve the **minutes** of 12/6, as printed, and the following **reports**: Clerk of Court fees collected for November. Carried.

**Supervisor meeting reports:** Merten--tomorrow-on the MH redesign, there is a meeting at the ISAC Office in DM, and in talking with Dawn, we have until 4/14/12, we would take the lead step to create a district, pick who we want, and submit it for approval. If not done by then, the State will be making up the regions. Tomorrow, Merten is going to Carroll, to start working on putting a region together with the Board of Supervisors in Carroll at 1:00 p.m. The comp board is meeting tomorrow, at noon, in the boardroom. Merten and Arends—met with Sioux Rapids and the Sheriffs Dept to discuss law enforcement. Altena-had a Solid Waste Meeting last week. The consulting firm gave them some ideas. Hach-attended YES meeting.

There being no further business, motion by Altena, second by Hach, to adjourn the meeting at 12:05 p.m. until Tuesday, December 20, 2011 at 8:30 a.m. for regular session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-FORTH MEETING, 2011 SESSION (54)  
DECEMBER 20, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 20, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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.

Kelli Berg, Storm Lake United Activities Director discussed the **Extreme Winter Festival** that is planned for February 10, 11, and 12, 2012. They would like to have activities on the lake, and would like Board approval. They already have DNR approval, and the consensus of the Board was to approve also.

Colleen Schwanz and Board Member Bob Donahoo, **BV County Soil and Water Conservation District** discussed the activities of the past year. It was a successful year. The amount of their request will remain at \$3,000, the same as last year. The funds will be used for their many conservation education projects that are implemented in the Buena Vista County Schools. They thanked the Board for their support, and hope they can continue in the future.

**Secondary Road Report:** Engineer Jon Ites gave the Board a copy of the state bids on pickups; Ites also reviewed the Hudson Street County Shop LUST Report, stating they are still in the high risk category, not able to get a "no action" yet. Semi-annual reporting is still necessary; there will be a CREP drainage engineering meeting January 26, in Fort Dodge; Ites reviewed what counties can expect when the Transfer of Jurisdiction funding gets re-appropriated next year, and mentioned that Ringgold County may rescind their resolution on TOJ roads and give them back to the State, since they are projected to decrease; Ites will be attending the NACE conference in Kentucky in April, 2012. The following year, the NACE conference will be in Iowa.

Motion by Merten, second by Hach to approve and authorize the Chair to sign the **underground utility permit** for Windstream Communications Inc., Newton, IA, for placement of a 6 pair copper telephone cable, crossing 220<sup>th</sup> Ave. to service 4956 220<sup>th</sup> Ave. Carried.

Motion by Ringgenberg, second by Hach, to approve the **minutes** of 12/13, as corrected. Carried.

Motion by Altena, second by Arends, to approve today's **claims approval list** and to also include two additional claims: Vision Care Direct \$2,077.78, and Delta Dental of Iowa \$6,982.66, which were late arriving, and the following **reports**: November Conservation Board minutes, November Central IA Juvenile Detention Center Report, and BV County Landfill Commission report. Ayes: Arends, Altena. Nays: Merten, and Ringgenberg. Abstention: Hach. Motion defeated. Ringgenberg questioned the claim of Hach for almost a years worth of mileage. Merten said the County Attorney will be developing a policy on submitting mileage reimbursements in the future. Motion by Ringgenberg, second by Merten to approve the **reports** and to approve the **claims list**, pulling out the claim for mileage of Ken Hach. Ayes: Altena, Arends, Merten, and Ringgenberg. Abstention: Hach. Motion carried.

The Board discussed the notice that was recommended by the Safety Committee to be distributed with paychecks, regarding the use of **cell phones and texting** in motor vehicles. The notice states that the Supervisors strongly advise against the use of cell phones or like equipment while

operating a motor vehicle. Merten suggested adding this notice to the list of changes to be discussed in the future, for the personnel policy handbook, along with disciplinary actions for non compliance. Motion by Hach, second by Altena, to accept the recommendation of the Safety Committee, to include the notice with the next paycheck, regarding the use of cell phones and texting in motor vehicles. Carried.

Janice Danielson and Kristen Watts, **BV County Genealogical Society**, presented their funding request for FY'13. They would like to purchase a laptop computer and small portable scanner and more film, if there is money available. They have two fund raisers a year, their yearly calendar sales and the Taste of Storm Lake.

Janice Danielson and Lona Munger, **Compensation Board** Members, presented their recommendations for FY'13 salaries for Elected Officials. The Compensation Board recommended a 6% salary increase, across the board. The Board reviewed salaries increases for the past 20 years. Munger state that the challenges that the elected officials face, due to diversity in our County, should be reflected in their salaries. The Board attempted to alleviate the gap between the elected officials and non-elected officials salaries. The Supervisors had asked in the past, that the Comp Board use dollar amounts rather than a percentage, to alleviate the gap between the official's salaries. Merten, who attended the Comp Board meeting, was surprised that it was being discussed as dollar amounts, and then it was passed with a percentage. Munger said that there were others on the Comp Board that didn't grasp that concept. Munger said that next year, they will work at it again, but some members are stuck on the percentage. The Board thanked them for their work.

Irene Halverson and Sandy Halverson, **Sioux Rapids Area Historical Association**, met to request funds for FY'13 of \$1,000, which is \$200 more than they received for the current year. They would use the funds on repairing Abner Bell's Cabin roof, and the museum needs plumbing, some electrical work, and door work. The Board thanked them for providing their services to the community.

Ed O'Tool and Gary Lalone, **Storm Lake United**, discussed their annual report and made their request for FY'13. Gary Lalone reviewed their increase in LOST for the City of Storm Lake, of over \$100,000. The City receives a share and the County also receives a share of this local option tax. Hotel/Motel tax is also up, which shows that people are coming to town. They thanked the Board for their support in the past. The amount of their request is \$30,000, which is \$20,000 over their approved amount for this current fiscal year.

The time arrived for the bid letting on the **DD #34 Lat 2 OD** project. Brian Blomme, Kuehl & Payer Engineering opened the 5 bids: Civil Ag Group, LLC, of St. James, MN (\$239,607.00), King Construction, Wall Lake, IA (\$316,274.30), LA Carlson Contracting, Inc., Merrill, IA (\$318,810.05), Peterson Contractors, Inc., Reinbeck, IA (325,221.35), and Healy Excavating, Lake View, IA (325,779.83). The engineer's estimate was \$310,633.65. Blomme recommends that the Board hold off on awarding the low bid, until the engineering firm has checked out the contractor and references. The bid will be awarded next week. Motion by Hach, second by Altena, to take bids under consideration and authorize the engineer to verify the references of the low bidder. Carried.

**Supervisor meeting reports:** Merten-attended a meeting in Carroll, discussing the MH redistricting. The State is to be divided in 5-15 regions, with a minimum of 3 counties each, and a minimum of 200,000 people. Must have a regions formed by April, or DHS will combine the counties themselves. Merten also attended the Storm Lake City Council meeting last night. He asked them to table their decision on the speed limit on Vestal Street until February, so that the County and City can discuss this again before the next Jt. City/County meeting on January 30, which the City was willing to do.



Mary Sloan, Prevention Supervisor, and Lois Pottoff, Prevention Worker for BV County, both with Compass Pointe, presented their FY'13 funding request. They are requesting a minimum of .90 per capita, proposed is \$1.00 per capita. The amount approved for the current fiscal year is \$15,000 (.74) per capita. There has been a census population change to 20,260, from 20,411. Their top priorities are: informing professionals and the community where to access services, education in the school systems to stop the underage drinking, and a plan to work on adult binge drinking.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 12:30 p.m. until Tuesday, December 27, 2011 at 8:30 a.m. for special session. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-FIFTH MEETING, 2011 SESSION (55)  
DECEMBER 27, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 27, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 for a FY'12 Budget amendment. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Hach, second by Altena, to close the public hearing. Carried. Motion by Merten, second by Hach, to approve the **FY'12 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

- Increase total transfers (both in and out by \$565) for a total of \$2,087,825
- Increase activity 1000 General Basic Fund (0001) Dept 05 \$22,800
- Increase activity 1000 Special Law Enforce't (0026) Dept 17 \$7,158
- Decrease activity 1050 General Basic Fund (0001) Dept 29 \$3,000
- Decrease activity 1060 General Basic Fund (0001) Dept 43 \$21,680
- Increase activity 1100 General Basic Fund (0001) Dept 04 \$7,370
- Increase activity 3200 General Basic Fund (0001) Dept 21 \$10,000
- Increase activity 6100 General Basic Fund (0001) Dept 22 \$1,995
- Increase activity 6320 General Basic fund (0001) Dept 98 \$579
- Increase activity 7100 Secondary Road Fund (0020) Dept 20 \$50,000
- Increase activity 7110 Secondary Road Fund (0020) Dept 20 \$230,500
- Increase activity 7130 Secondary Road Fund (0020) Dept 20 \$13,150
- Increase activity 7140 Secondary Road Fund (0020) Dept 20 \$23,100

• Increase activity	7200	Secondary Road Fund (0020)	Dept 20	\$15,000
• Increase activity	7230	Secondary Road Fund (0020)	Dept 20	\$50,000
• Increase activity	8000	General Suppl Fund (0002)	Dept 02	\$5,000
• Increase activity	9030	General Basic Fund (0001)	Dept 98	\$39,100
• Increase activity	9100	General Basic Fund (0001)	Dept 51	\$21,680
• Increase activity	0010	General Basic Fund (0001)	Dept 40	\$257
• Increase activity	0200	Rural Basic Fund (0011)	Dept 98	\$104,000
• Decrease activity	0220	General Basic Fund (0001)	Dept 07	\$5,300
• Increase activity	0220	General Basic Fund (0001)	Dept 51	\$5,300

Aimee Barritt, **Emergency Management** Coordinator and Mayor Jon Kruse, Chairman of the EMA Commission, presented information and reviewed last year's activities of the EMA Association. Barritt reviewed the EMA budget for FY'13 and requested \$36,000 for EMA agency support, which is \$3,325 less than the current fiscal year, and \$19,625 for HAZMAT. Chairman Kruse asked the Board to consider revising the personnel policy to allow permanent part-time employees to receive a pro-rated amount of vacation, sick leave, and holiday pay, based on a percentage of their normal hours, compared to a full time rate. Barritt is working 30 hours/week, which is 75%, so the Commission would like her to receive 75% benefit for vacation, sick leave, and holiday pay.

**Secondary Road Report:** Ites updated the Board on the Ringgold County Resolution that was passed, that rescinded their TOJ roads back to the State; Ites reported to the Board, that Cities and the County are exempt from the cell phone law; Ites received a request from the Operating Department in Iowa for the Union Pacific Railroad, to place stop signs at cross-buck protected crossings within Buena Vista County; When the road vacation took place in Lee Township, the parties discussed leveling, but no cost share was discussed at that time. Ites has received an estimate of the cost of leveling; Ites mentioned that on January 5, 2012, there will be a Commercial Manure Application Meeting, at the local ISU Extension Office, and a study will be discussed, regarding the impacts of manure application equipment on roads; Ites informed the Board that he has a tentative date of retirement for Tom French and that he will be advertising to accept applications to fill the position.

Engineer Jon Ites reported that they are down to 5,000-6,000 ton of **gravel** at the Hayes Pit. He has contacted a contractor for crushing, and they were given the price of \$2.92/ton, based on 80,000 ton. The last time they used a different contractor, and paid \$3.35/ton. Motion by Merten, second by Hach, to approve the contract for gravel crushing with Stratford Gravel, Inc, Dayton, IA, for 80,000 ton at \$2.92/ton, which includes stripping, dewatering, crushing and stockpiling. Carried.

Rebecca Christoffer, Executive Director **CAASA**, met with the Board to discuss funding for FY'13. They have witnessed an alarming increase in domestic and sexual assaults in BV County. CAASA served 815 new clients in FY'11, and 28.4% of these new clients came from BV County. 65% of CAASA's funding comes from federal and state competitive grants. The other 35% is from contributions, fundraisers and support from city and county government. They are requesting \$5,000, which is \$500 more than their FY'12 approved allocation. Christoffer thanked the Board for their past support.

Arlin Hinkeldey, **Hanover Historical Society**, presented their funding request for FY'13. They really need the support, since it rained during their last festival, which affected their attendance. They are requesting \$1,000, the same as the current year. The funds would be used for the 2 polka bands for their annual festival. He thanked the Board for their past support.

Steve Lind, **Marathon Historical Society**, presented their funding request for FY'13. They are requesting \$800, the same as the current year. They would use the funds to paint the depot. The current allocation was used to paint the house on the property.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 12/20, as printed, and the following **reports** FY'11 Annual Report for Conservation, FY'11 Annual Report for Northwest Aging Association, December VA Commissioners Board minutes, and October Plains Area Mental Health, Inc., minutes and the FY'11 Quality Assurance Committee Annual Report for the Plains Area Mental Health Center, Inc. Carried.

Kelli Rhiner, **Newell Children's Center** presented their funding request for FY'13. They are requesting \$1,500, which is \$500 more than the approved amount for the current year. The funds are used for staff training.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 11:45 a.m. until Tuesday, January 3, 2012 at 8:15 a.m. for a regular session and organizational meeting of the new year. Carried.

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Susan Lloyd, Auditor

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Dale Arends, Chairperson

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BUENA VISTA COUNTY  
OCTOBER – DECEMBER 2011  
CLAIMS LIST

A & M LAUNDRY, SERVICES INC 150.00; ABERSON KERSHA &, MIDDENDORF WELL CO., INC 400.00; ADVANCED DRAINAGE SYSTEMS INC 997.05; ADVANCED SYSTEMS, INC. 506.77; AFLAC 8,550.36; AG PARTNERS L.L.C. 5,122.89; ALBERT CITY CORP 3,900.00; ALBERT CITY HISTORICAL SOCIETY 800.00; ALBERT CITY, CITY OF 149.00; ALDON CONSTR. CO, INC, DBA OVERHEAD DOOR SALES 4,311.91; ALLERDINGS, JEAN 74.07; ALLIANT ENERGY 5,761.39; ALL-IOWA COURT REPORTING, %CONNIE OVERBERG 132.45; ALPHA WIRELESS COMMUNICATIONS 806.25; ALTA CORP 3,900.00; ALTA MUNICIPAL UTILITIES 348.86; ALTENA, DON 243.08; AMCOM SOFTWARE INC 975.00; AMERICAN LEGION POST 299 15.00; AMERICAN LEGION POST 394 45.00; AMERICAN LUNG ASSOCIATION, UPPER MIDWEST 200.00; AMERICAN SOLUTIONS FOR BUSINES 98.81; ANDERSON, ARDYCE 29.80; ANDERSON, CHARLEEN 673.44; APCO INTERNATIONAL INC 368.00; APT US&C 180.00; ARENDS, DALE 76.76; ARENDS, REVA RAE 12.88; ARMSTRONG, CAROLYN 382.66; ARNOLD MOTOR SUPPLY 1,028.71; AVERA SPENCER FAMILY CARE 90.00; B V CO SECONDARY ROAD 512.87; B V CO SOIL CONSERVATION 1,500.00; B V COUNTY HEALTH DEPT 46,134.07; BALK, KIYOKO M 239.72; BARCO MUNICIPAL PRODUCTS, INC 187.77; BARGEN INC 6,006.33; BARNES GROUP INC 363.76; BENGSTON, TRACY 19.70; BILL ME LATER BUSINESS 277.39; BLACK, JOAN 54.00; BLACKTOP SERVICE COMPANY INC 50,034.10; BOB BARKER COMPANY INC 420.08; BOB'S GARAGE & AUTO SALES 352.38; BOELTER, VICTORIA 14.42; BOGUE, PAMELA L 172.71; BOMGAARS 1,525.38; BRAD'S SERVICE INC 107.04; BREYFOGLE, CECILE C 323.57; BREYFOGLE, JANICE 184.00; BRIGGS CORPORATION 79.91; BROADLAWNS MEDICAL CENTER 847.00; BUCHHOLZ, SHARON 540.25; BUENA VISTA CO AUDITOR 2,375.92; BUENA VISTA CO TREASURER 60.00; BUENA VISTA CO WELLNESS 500.00; BUENA VISTA CO. SHERIFF 5,103.99; BUENA VISTA COUNTY 150.00; BUENA VISTA COUNTY EXTENSION 35.00; BUENA VISTA COUNTY FAIR 10,000.00; BUENA VISTA COUNTY JOURNAL 1,006.09; BUENA VISTA REGIONAL MEDICAL C 461.00; BUSS, JON 30.00; BV CO EMPLOYEE HEALTH FUND 252,329.30; BV CO EMPLOYEE HEALTH FUND 19,436.52; BV CO EMPLOYEE HEALTH FUND 6,266.84; BV CO HISTORICAL SOCIETY 800.00; BV CO/MUN DISASTER SERV 29,475.00; BV COUNTY GENEALOGICAL SOCIETY 800.00; BV STATIONERY & PRINTING 4,823.90; BVRMC, FITNESS & HEALTH CENTER 140.10; CALHOUN COUNTY PUBLIC HEALTH 6,407.28; CALHOUN-BURNS & ASSOC INC 989.10; CANON FINANCIAL SERVICES 888.00; CAREFACTS, %WELLS FARGO 2,625.75; CARNINE, KIM M. 795.58; CARPENTER UNIFORM COMPANY 10.12; CARROLL CO COMMUNITY SERVICES 30.48; CARROLL COUNTY CASE MANAGEMENT 719.20; CARROLL COUNTY SHERIFF 19.00; CARROLL DISTRIBUTING & CONST 1,041.87; CCMS 1,251.00; CCP INDUSTRIES INC 1,060.00; CDW GOVERNMENT INC 1,298.48; CENTRAL IOWA DISTRIBUTING INC 1,099.23; CENTURY LINK 1,413.12; CENTURY LINK 751.24; CERTIFIED POWER INC 5,468.33; CHANNING L BETE COMPANY INC 203.45; CHARTER OAK-UTE SCHOOL 2,590.00; CHASE, ERIC 72.10; CHEROKEE COUNTY SHERIFF 101.00; CHICAGO CENTRAL AND PACIFIC 6,601.92; CHRISTIANSEN, DIANE 102.24; CITIZENS COMMUNITY, CREDIT UNION 1,200.00; CITY OF SIOUX CITY, SIOUX CITY FIRE RESCUE 8,564.18; CLAUSEN, DEBRA A 45.32; COLLECTION SERVICES CENTER 1,456.56; COLOR-IZE INC 2,450.02; COMMERCIAL SIGN & DESIGN 50.00; COMMUNITY BROADCASTING INC, FINANCE DEPARTMENT 525.00; COMPASS POINTE 3,750.00; CONTINENTAL RESEARCH CORPORATI 84.08; COOGAN, MELINDA 318.40; COUNCIL AGAINST DOMESTIC ABUSE 2,250.00; COUNTRY VIEW ESTATES 256.00; CRAWFORD COUNTY HOME HEALTH & 49,820.52; CRIPPIN, DAVID 1,650.00; CROKER, KATHY 399.01; CRYSTEEL TRUCK EQUIP INC 1,315.19; CULLIGAN 97.30; CUSTOM CAGE 645.00; CYLINDER EXPRESS 69.50; D & L RENTALS LLC, %E. DEAN ANDERSON 200.00; DAILY REPORTER, THE 285.12; DELTA DENTAL PLAN OF IOWA 20,737.44; DEMUTH, KAYLA 46.35; DES MOINES STAMP MFG CO 156.90; DEYTA LLC 270.00; DFS INC 45.00; DIAMOND LIFE HEALTH CARE INC 2,697.00; DIGITAL-ALLY, INC 17,458.00; DORLAND HEALTH 161.95; DRIVER, CHERRI 10.59; DRZYCIMSKI, DUSTIN 19.74; EAGLE POINT 900.00; EAST SAC COUNTY SCHOOLS 2,320.00; EBERSOLE, GREG L 270.47; ECHO PLUS INC 1,633.37; EHLERS FARM LTD 400.00; EHLERS, DAN 400.00; ELDRED, CHRIS 118.28; ELECTION SYSTEMS & SOFTWARE 4,413.59; ELECTRICAL ENGINEERING & EQUIP 703.53; ELECTRONIC ENGINEERING 3,959.22; EMBARKIT, INC 845.00; EMC 5.46; EXPRESS POLICE SUPPLY 6,306.00; FAITH, HOPE & CHARITY INC 200.00; FAMILY DENTAL CENTER PC 85.00; FAREWAY STORE 1,482.22; FASTENOW, PEG 24.72; FERGUSON ENTERPRISES INC 102.75; FIBELSTAD, MARIE

10.00; FIDLAR TECHNOLOGIES INC 442.48; FILTER CARE OF NEBRASKA 1,134.35; FIRE PROOF PLUS INC 440.80; FIRST COOPERATIVE ASSOCIATION 38,597.93; FITZPATRICK AUTO CENTER INC 53,220.86; FLANIGAN, TOM 87.90; FLEET SERVICES 19,193.32; FORCE AMERICA 147.05; FORT DEARBORN LIFE INS COMPANY 532.50; FRANZMEIER, JIM 400.00; FRATZKE & JENSEN FUNERAL HOMES 1,400.00; FREDERICK, KARLIN 58.71; FRONTIER 402.96; GALBRAITH, LLOYD F 160.17; GARBAGE HAULING SERVICE 1,038.00; GATZEMEYER, ALICIA 66.14; GENESIS DEVELOPMENT 22,360.92; GILLESPIE, JODI K 76.00; GLAXOSMITHKLINE PHARMACEUTICAL 2,142.36; GOODWILL INDUSTRIES INC 40.00; GRAHAM TIRE CO 25,319.35; GRAINGER 53.00; GREER LAW OFFICE LLC 75.00; GROUP SERVICES INC 47,549.25; GRP & ASSOCIATES 139.00; GRUBB, LYLE 756.20; HABERMAN, JUDY 514.50; HALDIN, RICHARD 60.60; HALLETT MATERIALS 231,150.00; HANCOCK CONCRETE PRODUCTS INC 13,633.66; HANOVER HISTORICAL SOCIETY 800.00; HANSEN, HEIDI 304.37; HARGENS COURT REPORTING, KAREN L. HARGENS 147.10; HAROLD ROWLEY RECYCLE CENTER 54,449.50; HARTFORD LIFE INS CO 300.00; HARTWELL, STAN 38.54; HEARTLAND INN CORALVILLE 461.40; HENKEL, SHARON 10.00; HEWLETT-PACKARD COMPANY 1,840.70; HIRSCHMAN AUTO SERVICE 103.65; HOBART SALES AND SERVICES 371.50; HOFERMAN, MARGIE 7.21; HOLIDAY INN DES MOINES AIRPORT 732.27; HOTOVEC, RICK 210.00; HOWARD CENTER INC 151.13; HOWE SEPTIC TANK, JR JIM 150.00; HOYT, SANDRA K 356.00; HP DIRECT, C10GM 86.00; HULSEBUS, JOAN 41.20; HULTGREN IMPLEMENT CO 467.97; HULTGREN IMPLEMENT INC 220.51; HUNTINGTON, SHIRLEY 5.15; HUNZELMAN PUTZIER & CO 18,946.87; HUSTEDT MABEL LIFE USE, C/O MILO HUSTEDT 500.00; HY-VEE INC 906.75; I.A.A.O. 350.00; IA DEPT OF HUMAN SERVICES, CASHIERS OFFICE 2.52; IACME 650.00; IAN, IAN MEMBERHSIP COMMITTEE 20.00; IAR, IA ASSOCIATION REALTORS 45.00; ICIT 50.00; ICUBE 200.00; IDA COUNTY SHERIFF'S OFFICE 32.00; IDALS 15.00; IMMING, MATT 465.68; INDUSTRIAL BEARING SUPPLY 849.90; ING LIFE INS & ANNUITIES 39.00; ING LIFE INS & ANNUITY 300.00; INSIGHT PUBLIC SECTOR INC 330.66; INTERSTATE BATTERY SYSTM 593.75; IOWA CHAPTER OF APCO 225.00; IOWA COUNTY ATTORNEYS ASSOCIAT 1,080.00; IOWA COUNTY ATTORNEY'S CASE, MANAGEMENT PROJECT 1,690.00; IOWA DEPT OF HUMAN SERVICES 114,559.18; IOWA DEPT OF HUMAN SERVICES 107,730.11; IOWA DEPT OF HUMAN SERVICES 5,281.87; IOWA DEPT OF HUMAN SERVICES 16,391.50; IOWA DEPT OF NATURAL RESOURCES 540.00; IOWA DEPT OF TRANSPORTATION 1,757.00; IOWA DEPT PUBLIC SAFETY 2,871.00; IOWA DRAINAGE DIST ASSOC 120.00; IOWA EMERGENCY NUMBER ASSOC 165.00; IOWA GOOD ROADS ASSOC 95.00; IOWA HOIST & CRANE INC 969.00; IOWA LAKES CORRIDOR DEV CORP 10,000.00; IOWA LAKES ELECTRIC COOP 927.71; IOWA LAKES REGIONAL WATER 224.54; IOWA LAW ENFORCEMENT ACADEMY, AGIA-COMTROLLER B-61 435.00; IOWA PRISON INDUSTRIES 1,385.82; IOWA STATE ASSOC OF COUNTIES 260.00; IOWA STATE SHERIFFS & DEPUTIES 1,505.00; IOWA STATE UNIVERSITY, REGISTRATION SERVICES 930.00; IPERS 177,498.93; IPERS, ASSESSOR'S OFFICE 5,518.04; ISAC 682.00; ITES, JON 36.04; IVERSEN, MICHELLE 16.48; JACKS UNIFORMS & EQUIPMENT 2,234.51; JACKSON, BRIAN 400.00; JANITORS CLOSET LTD 1,962.74; JENSEN FUNERAL HOMES 1,400.00; JIM HAWK TRUCK TRAILERS INC 1,152.08; JL TIME & ATTENDANCE CO. INC 165.00; JOHNSON, CAL 10.00; JOHNSON, SHIRLEY 148.84; JOHNSTON AUTOSTORES 618.05; JULIUS CLEANERS 842.95; KELTEK INCORPORATED 305.59; KESTEL, HAROLD J. 120.00; KIDS WORLD INC 2,375.00; KIER, JAN 31.93; KIMBALL-MIDWEST 1,913.94; KISNER, JAMES 297.38; KNIFE RIVER MIDWEST LLC 610.08; KNOLOGY 13,355.28; KODIAGA, ISRAEL 217.34; KOOIKER INC 34,340.00; KOSTER JOANELL 20.50; KOSTER, ANNETTE 1,452.40; KRYGER GLASS COMPANY 741.94; KUEHL & PAYER LTD 26,068.77; KUHN, SANDRA L 12.36; KURTZ, RAY 120.00; L & G PRODUCTS INC 958.55; LAKE ELECTRIC SUPPLY 968.73; LANGNER, DEBONEY 30.57; LARSEN, KRISTI 43.81; LARSON OIL & DISTRIBUTING 8,993.47; LEIMER, LOIS 9.27; LEU PROFESSIONAL REPORTERS, DE LINDA 257.25; LEWIS, CONNIE 7.21; LINN GROVE CORP 3,900.00; LINN GROVE, CITY OF 97.20; LLOYD, SUSAN 676.91; LOVETINSKY, DANELLE 83.96; LULLMANN, KEVIN 20.00; LUNDELL CONSTRUCTION CO INC 2,017.00; LUTHERAN SERVICES IN IOWA INC 425.00; MAIL SERVICES LLC 1,761.19; MAINSTAY SYSTEMS INC 237.00; MANGOLD ENVIRON TESTING INC 216.02; MAPLEWOOD EAST APARTMENTS 81.00; MARATHON CORP 3,900.00; MARATHON HISTORICAL SOCIETY 800.00; MARATHON, CITY OF 277.66; MARCO FINANCING 321.95; MARCO INC 532.79; MARTIN EQUIPMENT ILLINOIS INC 52.63; MARTIN MARIETTA MATERIALS 5,308.38; MARTIN, JOAN REILING 10.00; MASON, MONA 7.03; MASSOP, JOHN A 400.00; MASTERCARD 4,514.91; MATT PARROTT/STOREY KENWORTHY 832.20; MATTSO, LINDA 10.81; MATURA ACTION COOPERATION 1,946.55; MAXWELL FOOD EQUIPMENT INC 93.48; MAYMON, PATTI 307.03; MCKEEVER REPORTING, DEBRA M MCKEEVER 629.50; MCKENNA, PAT 400.00; MCSHANE, JERRY 10.00; MCSORLEY, DAVID L 2,560.80; MECHURA ELECTRIC, INC 970.72;

MEDLINE INDUSTRIES INC 791.22; MEEVES, DENISE 51.30; MENTZER, DAWN 246.46; MERCK SHARP & DOHME CORP 511.99; METAL CULVERTS INC 25,596.00; MEYER, LEE 65.25; MICKELSON TIRE INC 1,520.28; MID AMERICAN ENERGY 13,367.79; MID AMERICAN ENERGY COMPANY 7.60; MID IOWA SALES 224.37; MID SIOUX OPPORTUNITY INC 12,694.32; MIDWEST ALARM SERVICES INC 1,062.00; MIDWESTERN MECHANICAL INC 695.00; MILLER, JEAN 12.36; MILLS-THOMAS, TAMI 56.35; MITCHELL, KATHLEEN 32.96; MODERN MARKETING 424.55; MONSON, MARILYN 612.95; MOODIE REFRIGERATION 310.00; MORPHO TRAK INC 2,144.00; MOVALL, WANETTE 14.42; NACVSO 60.00; NAED 50.00; NAPA AUTO PARTS 111.62; NATIONAL ASSOC CO. ENGINEERS 450.00; NATIONAL ASSOC OF COUNTIES 438.00; NATIONWIDE RETIREMENT SOLUTION 5,128.70; NEW SIOUX CITY IRON CO 232.73; NEWELL CHILDREN'S CENTER 750.00; NEWELL CORP 3,900.00; NEWELL HISTORICAL SOCIETY 800.00; NEWELL, CITY OF 199.00; NEWS, BELL, TIMES, PATRIOT 89.25; NIELSEN, ANGIE 20.00; NOLL, RICHARD 10.00; NORTH AMERICAN FLY & TRADING 22.68; NORTH LAKE TRUCK REPAIR 7,231.98; NORTH PARK APARTMENTS, ATTN: MATT GUNN 200.00; NORTHERN IA CONST PRODUCTS 6,809.30; NORTHERN LIGHTS FOODSERVICE 7,417.18; NORTHWEST AGING ASSOCIATION 2,814.75; NORTHWEST DISTRICT OF ASSESSOR, %JOHN LAWSON, CLAY CO. 150.00; NOTHWEHR, CARLENE M 58.71; NW IA PLANNING & DEV COM 8,812.25; NW IA YOUTH EMERGENCY SERVICES 6,600.00; O'BANNON, SHARI 142.77; O'BRIEN COUNTY SHERIFF 30.00; ODEBOLT ARTHUR COMM SCHOOL 229.50; OFFICE ELEMENTS 3,016.59; OFFICE SYSTEMS COMPANY 193.99; OHIO NATIONAL 3,195.00; OHRTMAN, MARY 45.84; OLSEN WELDING & MACHINE 1,318.44; ONE STOP SHOP 17.88; O'REILLY AUTOMOTIVE INC 321.22; OTTO, GARLAND 510.91; P.R.I.M.E. BENEFIT SYSTEMS 1,702.80; PAGES STORM LAKE BAKERY 100.60; PATTON LAW OFFICE 18,234.49; PATTON, DAVID 1,735.74; PELCO 656.16; PERKINS OFFICE SOLUTIONS 485.00; PETERSON RENTALS 200.00; PETERSON, TIM 400.00; PETTY CASH 83.25; PETTY CASH HEALTH DEPT 20.20; PILOT TRIBUNE 1,704.83; PITNEY BOWES 1,500.00; PITNEY BOWES 1,440.00; PITNEY BOWES RESERVE ACCOUNT 8,439.00; PLAINS AREA MENTAL HEALTH INC 11,083.02; POCAHONTAS CO SHERIFF 41.50; POCAHONTAS COUNTY AUDITOR 2,822.00; POSTMASTER 979.25; PRIORITY DISPATCH 117.00; PRO ELECT 544.00; PROBUILD - STORM LAKE 204.53; PUDENZ, CHRISTINE 26.78; QUILL CORPORATION 252.97; QUIRIN, CHARLENE 5.15; R & D INDUSTRIES INC 9,228.25; RASMUSSEN FORD MERCURY INC 14,150.13; RAY O'HERRON CO. INC 125.76; REBHUEHN, DOUG 400.00; RECKAMP, RON 20.00; REDENBAUGH, P.C., PHIL 181.50; REDENBAUGH, PHIL 77.00; REDIG'S EXCAVATION, AMMNO, COMPONENTS & GUNS 11.00; REGIONAL TRANSIT AUTHORITY 4,970.00; REHAB SYSTEMS INC 1,012.50; REHNSTROM, CRAIG 37.59; REHNSTROM, MARY 12.36; REMBRANDT CORP 3,900.00; REMBRANDT, CITY OF 930.85; RICE, MONICA 5.67; RICE, RICHARD 5.67; RICE, STEVE 385.20; RICHMOND CENTER, THE 200.88; RIDES 650.00; ROJAS-STOKES, ELVA 120.00; SAC CITY FOOD PRIDE 105.85; SAC CO AUDITOR 909.00; SAC COUNTY HEALTH SERVICES 21,544.93; SAC COUNTY SHERIFF 44.00; SANOFI PASTEUR INC 1,313.65; SARGENT, NANCY 26.25; SCHAU SALVAGE INC 750.00; SCHMIT, JOHN 98.50; SCHUKNECHT, SCOTT 6.39; SECRETARY OF STATE 30.00; SECURITY TRUST 35,055.14; SECURITY TRUST &, SAVINGS BANK 125,691.32; SECURITY TRUST &, SAVINGS BANK 128,206.46; SEILER PLUMBING HEATING INC 601.73; SELLECK, JAMES 255.28; SENECA PLACE APARTMENTS 200.00; SEXTON, MIKE 200.00; SHARE CORP 401.98; SIDWELL COMPANY INC, THE 1,890.00; SIEVERS, DELORES 68.00; SIEVERS, ROGER D 196.95; SILK SCREEN INK LTD 2,147.10; SIOUX CENTRAL COMMUNITY SCHOOL 64.75; SIOUX CITY FOUNDRY CO 21,884.66; SIOUX CITY JOURNAL 208.00; SIOUX CITY TRUCK AND TRAILER I 127.50; SIOUX LUMBER 17.88; SIOUX RAPIDS AREA, HISTORICAL ASSOCIATION 800.00; SIOUX RAPIDS CORP 3,900.00; SIOUX RAPIDS FIRE DEPT 67.27; SIOUX RAPIDS, CITY OF 383.13; SIOUXLAND REPORTING SERVICE 147.50; SMALL, JULIE 265.64; SMITH CONCRETE SERVICE INC 80,086.25; SMITH, TIFFANY 66.80; SORENSON, ALLEN 13.39; SORENSON, GAYLA 5.15; SOUTHERN COMPUTER WAREHOUSE 540.94; SPEERS, TIM 219.04; SPENCER DAILY REPORTER 195.00; SPENCER POLICE DEPARTMENT 41.00; SPORTS REHABILITATION & 811.90; ST MARK LUTHERAN CHURCH 45.00; ST MARYS PRESCHOOL 3,365.00; ST MARYS SCHOOL 46.30; ST. LUKE'S HEALTH RESOURCES 296.00; STA-MEL ENTERPRISES INC 8,662.59; STANTON ELECTRIC INC 1,152.85; STAPLES CREDIT PLAN 244.40; STAR ENERGY LLC 30,059.38; STATE PUBLIC DEFENDER, ATTN: APRIL BARKLEY BROWN 1,780.00; STAUBER, LINDA R 26.78; STERLING SOLUTIONS INC 700.00; STIEF, SHARON 10.00; STILLE PIERCE & PERTZBORN 62,295.00; STOREY KENWORTHY 149.95; STORM LAKE ACE HARDWARE 488.73; STORM LAKE CAB CO 320.00; STORM LAKE CORP 11,700.00; STORM LAKE HONDA 293.95; STORM LAKE HYDRAULICS 487.24; STORM LAKE POWER PARTNERS II 400.00; STORM LAKE TIMES 3,187.18; STORM LAKE UNITED DEVELOPMENT 2,500.00; STORM LAKE, CITY

OF 33,908.14; STRUSS, MELINDA 12.88; SUNSHINE SERVICES INC 1,198.01; SUNSHINE SERVICES OF IA INC 180.75; TASC 10,975.43; TAYLOR CONTRACTING CO INC 4,923.00; TELVENT DTN INC 5,256.00; TESSIER'S INC 5,049.72; THE PRIDE GROUP INC 5,132.12; THE TONER PLACE 116.75; TIMI JORDISON PSYCHOLOGICAL SV 288.00; TREASURER STATE OF IOWA 9,718.24; TREASURER STATE OF IOWA 1,622.00; TREASURER, STATE OF IOWA 175.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 47,761.00; TRIMARK CENTRAL BILLING 324.00; TRINITY CORP HEALTH SERVICE 30.00; TRUEMAP CORPORATION 1,387.50; TUTT, VALERIA JEANE 5.15; U.S. BANCORP EQUIP FINANCE INC 350.73; ULLERICH, GEOFF 19.54; US POSTAL SERVICE 257.00; VA CENTRAL IA HEALTH CARE TO 715.00; VAN DER LINDEN, KATIE 32.05; VAN DIEST SUPPLY COMPANY 3,243.00; VAN HOOSER, CAROL 10.00; VANGUARD APPRAISALS INC 6,060.00; VERIZON WIRELESS 4,443.50; VERIZON WIRELESS 180.00; VETTER EQUIPMENT CO 792.48; VISA 4,716.37; VISION CARE ASSOC PC 677.00; VISION CARE DIRECT 6,272.32; VISTA PAINTS 160.25; VOGEL TRAFFIC SERVICES INC 27,120.00; WAGGONERS RADIATOR SHOP 1,200.00; WALMART COMMUNITY/GEMB 501.51; WASHINGTON NATIONAL INS CO 354.00; WATCH GUARD VIDEO 49.00; WEBSTER COUNTY SHERIFF 54.00; WEDE'S LOCK SERVICE 530.50; WEE CARE PRESCHOOL 1,960.00; WELLMARK BLUE CROSS & BLUE SHI 225,531.26; WEST PAYMENT CENTER 3,407.46; WHITE, LINDA 10.00; WIDMAN, GARY EDWARD 1,032.72; WILEY, DAVID 348.92; WILLIAMS SHOOTERS SUPPLY, INC 1,138.40; WINDSTREAM 1,352.57; WINDSTREAM COMMUNICATIONS, ATTN:CABS 307.71; WIPPERLING, LEON 162.58; WOGAHN, RUTH 344.77; WOODBURY CO AUDITOR/RECORDER 1,182.39; WOODBURY CO SHERIFF 53.31; XEROX CORP 107.82; YAHOO! CUSTODIAN OF RECORDS 20.44; YOUNG, NATHAN 52.15; YOUTH & FAMILY RESOURCE SERV 1,154.40; YOUTH & FAMILY RESOURCE SVCES 3,993.60; ZEE MEDICAL INC 298.95; ZIEGLER INC 7,635.34

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## 2011 BUENA VISTA COUNTY WAGES

Abbas, April 43,590.65; Allerdings, Jean 32,562.71; Altena, Donald 25,332.00; Andersen, Gordon 630.24; Anderson, Ardyce 153.50; Anderson, Bob 50.00; Anderson, Charleen 8,900.82; Anderson, Dennis 150.00; Anderson, Travis 27,876.62; Arends, Dale 26,331.98; Arends, Reva 85.00; Armstrong, Carolyn 30,578.16; Arrick, James 467.50; Assmann, Dean 60.00; Assmann, Jean 33,236.70; Bach, Donna 1,114.63; Bach, Kathleen 49,818.10; Bailey, Daniel 46,101.37; Balk, Kiyoko 43,665.72; Barahona, Raquel 23,573.30; Barritt, Aimee 24,363.76; Bartley, Josefina 17,032.74; Bellows, Carl 70.00; Bengtson, Tracy 80.00; Beving, Nora 25,046.28; Black, James 135.00; Blasdel, Myrtle 85.00; Bodholdt, Judith 550.50; Boelter, Victoria 153.00; Bogue, Pamela 55,109.48; Bolte, Mary 41,285.02; Botcher, Steven 43,117.54; Braunschweig, Connie 145.00; Briley, Kimberly 39,222.79; Buchholz, Sharon 7,294.57; Buske, Ronald 31,785.04; Buss, Jon 14,400.45; Carnine, Kim 51,728.44; Cavanaugh, Thomas 20.00; Cavanaugh, Timothy 50,465.00; Chase, Eric 17,503.21; Chindlund, Ann 3,260.40; Christensen, Robert 16,026.65; Christiansen, Diane 24,339.33; Clausen, Debra 90.00; Cole, Mary 170.00; Cougill, Sheila 35,075.87; Croker, Kathryn 60,708.91; Danielson, Lloyd 40.00; Danielson, Robert 58,966.41; Demuth, Kayla 29,535.19; Demuth, Marty 57,072.57; Dirks, Lynn 44,229.54; Donahoo, Wanda 85.00; Dowdy, Edward 44,099.30; Driver, Cherri 36,548.04; Drzycimski, Dustin 70.00; Eades, Charles 30,450.86; Ebersole, Greg 3,340.00; Ehlers, Daniel 40.00; Eldred, Christian 50,762.80; Elston, Kory 58,819.99; Erickson, Norma 85.00; Evans, Kay 21,842.80; Fassler, David 46,055.19; Fassler, Matthew 8,615.49; Fastenow, Peggy 170.00; Fellows, Mary 182.75; Fibelstad, E. 7,890.41; Fitchett, Jolene 25,858.29; Flanigan, Thomas 45,770.33; Fondroy, Richard 40.00; Frederick, Karlin 8,679.52; French, Thomas 58,850.37; Fudge, Roxana 180.00; Galvin, Terrill 44,687.56; Gatzemeyer, Alicia 32,953.94; Gonzalez, Tara 40,472.00; Graesing, Dennis 45,818.20; Groth, Dennis 313.01; Guerra, Paula 29,838.16; Gustafson, Dylan 6,247.50; Gutz, Dennis 30.00; Gutz, Norlin 5,239.74; Haahr, Leon 1,295.83; Haberman, Judy 37,565.19; Hach, Kenneth 25,332.02; Haldin, Steven 31,525.64; Halverson, Wayne 46,932.29; Hammen, Steven 46,254.00; Hammen, Susan 37,105.36; Hansen, Heidi 36,252.89; Hansen, Jeffrey 44,256.01; Harrington, Nicki 170.00; Hartwell, Stanley 135.00; Hemmingsen, Jennifer 26,386.37; Henkel, Sharon 27,824.04; Henrich, Barbara 38,017.54; Hetrick, Brittany 2,757.06; Hoferman, Margie 174.25; Hoffard, Mark 44,140.95; Hogrefe, Barbara 32,671.40; Holliday, Dennis 45,569.37; Holmes, Wesley 30.00; Hornor, Duane 310.00; Hornor, Eldona 80.00; Hotovec, Richard 46,843.22; Hoyt, Sandra 36,763.50; Hulsebus, Joan 225.00; Hunter, Donna 174.25; Huntington, Glen 502.56; Huntington, Shirley 178.50; Imming, Matthew 2,085.99; Isder, Melissa 130.11; Ites, Jon 94,406.00; Iversen, Michelle 3,619.92; Jackson, Donald 30.00; Jacobs, Preston 60,455.26; Johnson, Belinda 2,343.95; Johnson, Calvin 36,203.72; Johnson, Curtis 45,608.68; Johnson, Kimberly 44,555.48; Johnson, Shirley 42,422.93; Jordan, Annette 10,851.35; Jorgensen, Arden 30.00; Jurries, Tressa 80.00; Kier, Jan 207.00; Kodiaga, Israel 13,326.93; Koeppe, Brenda 40,022.35; Kolpin, Jeri 30,951.25; Koster, Annette 39,202.03; Kuhn, Henry 97.75; Kuhn, Sandra 193.50; Lapole, Elizabeth 28,415.76; Larsen, Kristine 40,390.71; Launderville, Gary 65,809.93; Lehr, Rebecca 592.80; Leimer, Lois 167.88; Lessmeier, Carolyn 85.00; Lewis, Connie 175.00; Lindgren, Dorothy 175.00; Lloyd, Susan 49,719.22; Lorenzen, Roger 304.79; Lovetinsky, Danelle 28,663.91; Lubeck, Jennifer 30,986.70; Lucht, Larry 40.00; Lullmann, Kevin 45,822.17; Mack, Scott 44,399.79; Madsen, Edwin 30.00; Madsen, Leigh 39,612.01; Malcom, Judith 80.00; Marshall, Connie 127.50; Martin, Joan 40,905.92; Mason, Mona 33,680.48; Mattson, Linda 75.00; Maymon, Patti 45,609.24; Mc Clure, Donald 4,561.96; Mc Gowan, Bruce 45,785.94; Mc Hugh, James 20,753.50; Mc Shane, Jerry 37,719.73; Mentzer, Dawn 63,742.33; Merten, David 45.00; Merten, Paul 25,332.00; Meusburger, Jessie 85.00; Meyer, Kristen 2,281.94; Miller, Douglas 45.00; Miller, Jean 299.00; Mills-Thomas, Tami 39,523.84; Mitchell, Kathleen 90.00; Morse, Jennifer 29,260.96; Mortensen, Dave 135.00; Movall, Barbara 9.00; Movall, Wanette 207.00; Nagengast, Jody 10,374.12; Neary, Fred 30.00; Nehring, Karen 174.25; Nelson, Bernard 125.00; Nelson, John 40.00; Nevarez, Diana 7,950.90; Nieland, Adam 37,655.42; Nierling, Tammi 38,995.81; Noble, Jackie 27,670.89; Noll, Richard 45,527.27; Northrup,



Carol 80.75; Nothwehr, Carlene 180.00; O'Bannon, Shari 49,576.96; Ohrtman, Mary 41,926.79; Olney, Norris 60.00; Otto, Garland 17,303.99; Overmohle, Michael 46,687.15; Patterson, Kent 60.00; Patton, David 59,591.52; Patton, David 1,465.00; Paulsen, Nancy 18,837.25; Paulsen, Ruth 178.50; Perrigo, Beverly 89.25; Peterson, James 40.00; Pishek, Donna 156.00; Ploeger, David 47,736.67; Porter, Timothy 18,193.45; Post, Russel 275.00; Pudenz, Christine 10,151.50; Pyle, Mindy 31,863.64; Quirin, Charlene 170.00; Rassler, Rebecca 87.75; Reckamp, Ronald 47,790.19; Reese, Darwin 30,935.53; Regennitter, Jacqueline 43,649.69; Rehnstrom, Craig 70.00; Rehnstrom, Mary 170.00; Rice, Monica 170.00; Rice, Richard 240.00; Richardson, Bruce 80.00; Ricklefs, Linda 163.52; Ringgenberg, Rhonda 25,332.00; Roberts, James 200.00; Robinson, Daniel 480.00; Sankey, William 45,053.15; Santellan, Diana 398.14; Schettler, Frances 170.00; Schuknecht, Scott 43,490.06; Seward, Cynthia 39,706.70; Sexton, Michael 48,397.73; Short, Johannah 147.38; Sievers, Alyson 34,237.47; Simons, Douglas 65,173.80; Skog, Cassandra 4,926.66; Sleezer, Bonnie 85.00; Smith, Tiffany 19,048.50; Sorenson, Allen 178.50; Sorenson, Gayla 178.50; Speers, Joseph 54,680.45; Speers, Timothy 3,917.50; Stacy, Karen 80.00; Stauber, Linda 179.50; Stevens, John 3,219.44; Stief, Jacqueline 1,614.25; Stief, Sharon 30,103.59; Stone, Bruce 60.00; Strand, David 41,605.95; Strand, Tammy 8,151.62; Struss, Melinda 8,235.45; Tello, Araseli 3,778.66; Temple, James 45,972.34; Thomas, Jestin 1,705.95; Thompson, Rae 154.00; Tutt, Valeria 160.00; Van der linden, Kathryn 29,411.14; Van Hooser, Carol 40,059.54; Van Hooser, Mark 58,542.50; Van Houten, Morgan 12,898.52; Veehoff, Mary 8.50; Vennink, Dana 41,285.06; Warkentin, Luke 45,478.17; Warkentin, Margery 160.00; Warkentin, Ralph 40.00; Wedeking, Martin 180.00; Weiland, Mary 40,642.12; Wessendorf, Grace 90.00; White, Linda 29,554.09; White, Michael 543.75; White, Ronald 44,843.83; Wiley, David 8,254.69; Witt, Jennifer 28,891.90; Wogahn, Ruth 13,542.99; Wolf, Steven 62,100.00; Wright, Elaine 8.50; Young, Nathan 41,900.93; Zabloudil, Linda 35,221.60

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**\*\*\*ONLY THE "MOTIONS" OF THE MINUTES FOR MARCH 15, 2011, ON PAGES 336-337, APRIL 5, 2011, ON PAGES 344-345, AND APRIL 26, 2011 ON PAGES 350-351, WERE ENTERED IN CHRONOLOGICAL ORDER. BELOW ( PAGES 510-521 ) ARE THE FULL SET OF MINUTES FOR THESE THREE DATES:**

**BOARD OF SUPERVISORS MEETING  
THIRTEENTH MEETING, 2011 SESSION (13)  
MARCH 15, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 15, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 Altena, second by Hach, to amend today's **agenda** by adding an amendment to the agreement to provide custodial service at the Buena Vista County East Richland Annex to the action items. Carried.

Tom Schuetz, Group Services representative discussed **health insurance** options with the Board. Options discussed included: adding an RX deductible, removing the out of pocket maximum on RX's, changing the tier 3 RX co-pay to \$50, and increasing the office visit co-pay to either 15% or 20%.

CPC Dawn Mentzer discussed restructuring her department. She is proposing to discontinue the position of a supervisor in her office, and instead create a new position of **Quality Assurance Monitor**, in both the BV and Carroll offices. Mentzer recommended Alicia Gatzmeyer for the position of Quality Assurance Monitor in BV County, as of April 1, 2011. Mentzer will be picking up the supervisory duties. Gatzmeyer currently has 28 cases and will continue with those along with the added responsibilities of her new position. Tammy Mills Thomas will be dropping from the supervisor position and going back doing Case Management, working with cases in both BV and Carroll County. Motion by Ringgenberg, second by Altena, to create a Quality Assurance Monitor position with the proposed salary of \$32,850, and appointing Alicia Gatzmeyer to this position effective 4/1/11. Carried.

Motion by Hach, second by Merten to approve and authorize the Chair to sign **Resolution #2011-03-15-A**, the **minor subdivision** request of Gary Grundmeier in Section 25, Maple Valley Township. Carried.

## **RESOLUTION 2011-03-15-A**

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

### DESCRIPTION LOT C

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 25, 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 Southwest (SW) corner of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of said Section 25; Thence on an assumed bearing of South 90° 00' 00" East, along the South line of said Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼), 468.00 feet; Thence North 00° 09' 42" East, 345.00 feet; Thence North 43° 59' 14" West, 203.57 feet; Thence North 63° 37' 26" West, 85.00 feet; Thence South 89° 01' 51" West, 250.00 feet to the West line of said Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼); Thence South 00° 09' 42" West, along said West line, 525.00 feet to the Point of Beginning.

Hereafter known as Lot C of Section 25, Township 90 North, Range 38 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 C

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 25, 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 Southwest (SW) corner of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of said Section 25; Thence on an assumed bearing of South 90° 00' 00" East, along the South line of said Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼), 468.00 feet; Thence North 00° 09' 42" East, 345.00 feet; Thence North 43° 59' 14" West, 203.57 feet; Thence North 63° 37' 26" West, 85.00 feet; Thence South 89° 01' 51" West, 250.00 feet to the West line of said Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼); Thence South 00° 09' 42" West, along said West line, 525.00 feet to the Point of Beginning.

Hereafter known as Lot C of Section 25, Township 90 North, Range 38 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 C

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 25, 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 Southwest (SW) corner of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of said Section 25; Thence on an assumed bearing of South 90° 00' 00" East, along the South line of said Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼), 468.00 feet; Thence North 00° 09' 42" East, 345.00 feet; Thence North 43° 59' 14" West, 203.57 feet; Thence North 63° 37' 26" West, 85.00 feet; Thence South 89° 01' 51" West, 250.00 feet to the West line of said Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼); Thence South 00° 09' 42" West, along said West line, 525.00 feet to the Point of Beginning.

Hereafter known as Lot C of Section 25, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 15<sup>th</sup> day of March, 2010.

/s/ Dale Arends, Chairman, Board of Supervisors...../s/ Susan K. Lloyd, Auditor

Motion by Altena, second by Merten, to approve and authorize the Chair to sign the Amendment to the **Agreement to Provide Custodial Service** at the Buena Vista County East Richland Annex, whereby the contractor shall provide such duties at the Buena Vista County DHS Annex instead of the East Richland Annex, for the remainder of the contract period of June 30, 2011. Carried.

Motion by Hach, second by Altena, to approve the **minutes** of 3/8, as printed. Carried.

Engineer Jon Ites presented his 5-year construction program. Motion by Hach, second by Ringgenberg, to approve and authorize the Chair to sign the **FY'12 IDOT budget** and 5-year program. Carried.

Engineer Ites commented on the letter received from Richard Fondroy regarding **DD #34 Lat 5** poor drainage. The engineer commented that there is a potential for a cleanout, because of the meandering. The next step is for the Board to appoint an engineer to do a study on the drainage district. There is quite a bit of vegetation in the area that makes it look blocked. An engineer's study would cost approximately \$3,000-\$4,000. Ites recommended having the Board do an investigation themselves, and determine what the next step would be.

Motion by Ringgenberg, second by Merten, to allow Secondary Road employee Mike Sexton to carry over 10 days **vacation** into the next fiscal year. Carried.

Marilyn Monson presented the **historical brochure** she has been working on. The County received a \$2,000 grant for this project. Monson presented the invoice from Color-ize for \$1,999.80. She has taken the brochures to all 14 historical sites, motels, Chamber Office, Casey Stores. Monson updated the Board on the Heritage Tours for the Schools. There is still money available, so she has sent out a reminder letter to the schools. She contacted the County IT Director, and the historical brochure will

be placed on the County website. The calendar of events has been updated for 2011. Monson presented a bill for \$2.64 for mailing the brochures.

Motion by Hach, second by Altena, to approve and authorize the Chair to sign **Resolution #2011-03-15-B**, Public Notice Destruction of Noxious Weeds, for 2011 publication. Carried.

**RESOLUTION #2011-03-15-B  
PUBLIC NOTICE DESTRUCTION OF NOXIOUS  
WEEDS & FINES ASSESSED**

**TO ALL PROPERTY OWNERS:**

**Be it Resolved**, by action of the Board of Supervisors of Buena Vista County, Iowa, that pursuant to the provisions of Chapter 317.13 and 317.14 2011 Code of Iowa, it is hereby ordered:

1. That each owner and each person in the possession or control of any land in Buena Vista County shall cut, bum, or otherwise destroy all noxious weeds thereon, as defined in this chapter, at such times in each year and in such manner as shall prevent said weeds from blooming or coming to maturity, and shall keep said lands free from such growth of any other weeds as shall render the streets or highways adjoining said land unsafe for public travel. Noxious weeds shall be cut or otherwise destroyed on or before the following dates and as often thereafter as is necessary to prevent seed production:

Group 1. June 1, 2011, for Leafy Spurge, Perennial Pepper grass, Sour Dock, Smooth Dock, Sheep Sorrel, Tall Thistle, and Musk Thistle.

Group 2. June 20, 2011, for Canadian Thistle, Russian Knapweed, Buckthorn, Wild Mustard.

Group 3, July 1, 2011, for Horse Nettle, Perennial Sow Thistle, Quack Grass, Butter Print, Puncture Vine, Cockelbur, Bull Thistle, Marijuana (Hemp), Sunflowers, Wild Carrot, and Buckhorn Plantain.

2. That each owner and each person in possession or control of any lands in Buena Vista County infested with any noxious weeds including Quack Grass, Perennial Sow Thistle, Canadian Thistle, Field, Bindweed, Horse Nettle, Leafy Spurge, Perennial Peppergrass, Russian Knapweed, Poison Hemlock, shall adopt a program of weed destruction described by the Weed Commissioner to destroy and will immediately keep under control such infestations of said noxious weeds.

3. That if the owners or persons in possession or control of any land in Buena Vista County fail to comply with the foregoing orders, the Weed Commissioner shall cause this to be done and the expense of said work, including costs of serving notice and other costs, if any, to be assessed against the real estate upon which the noxious weeds are destroyed.

4. That the County Auditor be and is hereby directed to cause notice of making and entering of the foregoing order by one publication each of the Official Newspapers of the County.

5. Anyone wishing not to have noxious weeds sprayed in any given area, he or she shall sign an agreement at the County Engineer's office and receive official signs to be posted on each side of the area designated and shall be responsible to destroy such weeds, all season.

## PENALTY

**Be it further Resolved**, that failure to comply by the date prescribed in an order, pursuant to Chapter 317, for destruction of weeds, the weed commissioner may have the weeds destroyed with the costs assessed back to the owner, or may impose a penalty of \$10.00 per day for each day the owner of the land fails to comply.

Passed and approved this 15<sup>th</sup> day of March, 2011.

/s/ Dale Arends, Chairman, Board of Supervisors...../s/ Susan K. Lloyd, Auditor

Altena left the meeting

Supervisor Merten reviewed the Central Iowa Juvenile Detention Center loan refinancing, to borrow an amount, not to exceed \$1,100,000 for the purpose of refunding the outstanding balance of the 2008 Note and the Credit Facilities, and payment of any other loans deemed necessary. Motion by Ringgenberg, second by Arends, to approve and authorize the Chair to sign **Resolution #2011-03-15-C**, authorizing Central Iowa Juvenile Detention Center to enter into a loan refinancing agreement. Ayes: Arends, Hach, Merten, Ringgenberg. Nays: none. Motion carried.

## RESOLUTION # 2011-03-15-C

**WHEREAS**, the Boards of Supervisors of Boone, Buena Vista, Calhoun, Franklin, Floyd, Greene, Hamilton, Hancock, Hardin, Humboldt, Iowa, Jasper, Kossuth, Mahaska, Marshall, Palo Alto, Poweshiek, Story, Tama, Webster, Winnebago and Wright Counties (collectively hereinafter the "Member Counties") in the State of Iowa have authorized and executed a certain agreement pursuant to Chapter 28E of the Code of Iowa (the "28E Agreement"); and

**WHEREAS**, the terms of the 28E Agreement provide for the creation of the Central Iowa Juvenile Detention Center ("C.I.J.D.C."), which is governed by a Commission (the "Commission") for the purpose of establishing and maintaining a juvenile detention facility and related services on behalf of the Member Counties; and

**WHEREAS**, C.I.J.D.C. has previously issued its \$2,500,000 Building Facility Revenue Note, Series 2008 (Detention Facility Project) (the "2008 Note") a portion of which remains outstanding; and

**WHEREAS**, C.I.J.D.C. has entered into certain revolving credit and short term operations credit facilities with Green Belt Bank & Trust, Eldora, Iowa (the "Credit Facilities"); and

**WHEREAS**, the Commission of C.I.J.D.C., proposes to enter into a loan agreement (the "Loan Agreement") and borrow money in a principal amount not to exceed \$1,100,000 for the purpose of paying the cost, to that extent, of refunding the outstanding balance of the 2008 Note and the Credit Facilities; and payment of any other loans deemed necessary.

**WHEREAS**, it is necessary for the Board of Supervisors of each of the Member Counties to authorize C.I.J.D.C. to enter into the Loan Agreement;

**NOW, THEREFORE, It Is Hereby Resolved** by the Board of Supervisors

of Buena Vista County (the "County"), as follows:

Section 1. The County hereby approves and authorizes C.I.J.D.C., acting through the Commission, to approve the Loan Agreement and to borrow money in a principal amount not to exceed \$1,100,000 for the purposes set forth in the preamble hereof.

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

Passed and Approved March 15, 2011. BUENA VISTA COUNTY

/s/ Dale Arends, Chairman, Board of Supervisors..... Attest: /s/ Susan K. Lloyd, Auditor

Altena returned to the meeting.

Motion by Hach, second by Merten, to approve adding the following claims to today's **approval list**: Verizon Wireless \$82.17, Verizon Wireless \$89.14, Knology \$5.26, Auditor of State \$625.00, Marilyn Monson \$2.64, and Color-ize for \$1,999.80. Carried.

Motion by Merten, second by Ringgenberg, to approve today's **claims approval list**, with the addition of the 6 invoices listed above. Carried.

Motion by Hach, second by Altena, to approve the following **reports**: February NWIPDC Policy Council minutes and FY'10 Solid Waste Commission Audit Report. Carried.

Motion by Altena, second by Ringgenberg, to approve the **28E Agreement**, dated 3-11-11 for Central Iowa Juvenile Detention Center, acknowledging new member counties, Franklin and Mahaska. Carried.

Safety Coordinator Mike Raner suggested, at the last safety meeting, that a **gun policy** be added to our County Personnel Policy, banning guns in County vehicles. The Board will discuss this matter at a later date.

There being no further business, motion by Hach, second by Arends, to adjourn the meeting at 12:05 p.m. until, Tuesday, March 29, 2011 at 8:30 a.m. for a regular session. Carried.

## **BOARD OF SUPERVISORS MEETING FIFTEENTH MEETING, 2011 SESSION (15) APRIL 5, 2011**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 5, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Hach, 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 Flood Plain Management with Env Health/Zoning Director Kim Johnson in attendance. Motion by Merten, second by Hach to close the public hearing. Motion by Hach, second by Altena, to approve and authorize the Chair to sign **Resolution #2011-04-05-A** on Flood Plains. Carried.

**Resolution Number 2011-04-05-A**

**WHEREAS**, certain areas of Buena Vista County are subject to periodic flooding causing damage to properties within these areas; and

**WHEREAS**, relief is available in the form of federally subsidized flood insurance and authorized by the National Flood insurance Act of 1968; and

**WHEREAS**, it is the intent of this Board of Supervisors, to require the recognition and evaluation of flood hazards in all official actions relating to land use in areas having these hazards; and

**WHEREAS**, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Chapter 335, Code of Iowa.

**NOW, THEREFORE, BE IT RESOLVED**, that this Board hereby:

1. Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 60 of the National Flood Insurance Program Regulations.
2. Vest Buena Vista County Zoning Department with the responsibility, authority, and means to:
  - a. Assist the Federal Insurance Administrator, at his request, in his delineation of the limits of the area having special flood hazards.
  - b. Provide such information as the Administrator may request concerning present uses and occupancy of the flood plain areas.
  - c. Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map, and identify flood plain areas, and cooperate with neighboring communities and the county with respect to management of adjoining flood plain areas in order to prevent aggravation of existing hazards.
  - d. When received from the Administrator, complete and submit those reports which advise the Administrator on the progress made within the community in the development and implementation of flood plain management measures.
  - e. Upon occurrence, notify the Administrator in writing whenever the boundaries of the Community have been modified by annexation or loss of authority to adopt and enforce flood plain management regulations for a particular area. Included in such notification will be a map of the community, suitable for reproduction, which clearly delineates the new or deleted areas.
3. Appoints the Buena Vista County Zoning Department to maintain for public inspection and to furnish upon request, for the determination of applicable flood plain insurance risk premium rates any certificates of flood-proofing and information on the elevation (in relation to National Geodetic Vertical Datum) of the lowest floor (including basement) of all new or substantially improved structures, and
4. Agrees to take other official actions as may be reasonably necessary to carry out the objectives of the program.



ADOPTED AND PASSED by the Board of Supervisors of the County of Buena Vista  
This 5<sup>th</sup> day of April, 2011.

/s/ Dale Arends, Chairman, Board of Supervisors.....Attest: Susan K. Lloyd, Auditor

Auditor Susan Lloyd reviewed **budget amendment** items. Motion by Ringgenberg, second by Hach, to set the date and time of the public hearing on the FY'11 budget amendment as April 26, 2011 at 11:00 a.m. Carried.

Motion by Merten, second by Altena, authorizing the Chair to sign the agreement between **Northwest Iowa Planning and Development Commission** and Buena Vista County for the SHIELD program for FY'12. Carried.

County Attorney Dave Patton met to discuss the **letter of assurance** for the Buena Vista County Landfill. A guarantee was signed by a former Board of Supervisors in 1997, and since that time, a letter of assurance was signed each year, before April 1, to send to the DNR. If the County chooses to discontinue this assurance, they would need to give 120 days notice, and the Landfill Commission would need to find another source. Solid Waste Commissioner Mike Wilson presented a financial update on the Landfill Commission, and the sale of their property, reducing the amount of their debt. Wilson states that they are in much better shape today, than they were a year ago. The funds set aside for post closure costs are kept in a separate account, and only the commission can move it. Motion by Merten, second by Ringgenberg, to approve and authorize the County Auditor to sign the letter of assurance for the Buena Vista County Landfill, as Chief Financial Officer. Ayes: Arends, Merten, Ringgenberg. Nays: Hach. Abstention: Altena. Motion carried.

Chairman Arends asked Mike Wilson for an update on the disposal of **brush and leaves**. Wilson said the landfill had received a FEMA grant for the cleanup from last August, but that is done. A fee schedule was established to reimburse the City for moving the brush from the pad to the City burn pile. Supervisor Merten asked if they could open the gate to the City burn pile, for residents to dump their own yard waste. Wilson said that the City of Storm Lake isn't comfortable with that, leaving their area left open. Arends doesn't believe that the Landfill should be involved in the moving of lawn waste into their City site. He suggested a system be set up for moving the yard waste only once to its final destination, instead of handling it twice. Merten asked if the City could remove the burn ban for a few days, to allow residents to burn. Wilson can't speak for the City Council.

Motion by Merten, second by Hach, to approve and authorize the Chair to sign the contract on **Project #L-C-1027--73-11** for Vaughn DeLoss Construction, Spencer, Iowa, for a total of \$118,139.20. Carried.

Engineer Jon Ites presented to the Board the **Iowa Quality Initiative Structures Award**, given to his department, from the Associated General Contractors of Iowa for 2008-2010, for the Best Special Design, which was the innovative bridge project on 640<sup>th</sup> St.

Motion by Altena, second by Hach, to approve the contract of Stratford Gravel, Inc., Dayton, IA, creating a **stockpile** of gravel for Newell, Coon, and Providence Townships, for up to 45,000 ton at a cost of \$3.55/ton. Carried.

Motion by Hach, second by Altena, to approve and authorize the Chair to sign the contract of Barga, Inc., Mountain Lake, MN for rubberized **crack filling**, for a total of \$63,647.87. Carried.

Motion by Hach, second by Ringgenberg, to approve the underground utility permit for QWEST Communications, Omaha, NE, for a 50 pair telephone cable along 115<sup>th</sup> Ave. for service to Truesdale. Carried.

Motion by Merten, second by Ringgenberg, to approve the underground utility permit for QWEST Communications, Storm Lake, IA, for a communication cable along 40<sup>th</sup> Ave. to service 5844 40<sup>th</sup> Ave. Carried.

A letter was received from Ron Peterson, regarding a potential blockage of water flow in the open ditch of DD #83 in Section 17, Scott Township. Motion by Hach, second by Arends, authorizing the Auditor to send a letter on behalf of DD #83 Trustees, notifying the owner of the property, to either lower the structure or remove the structure as it is obstructing the water flow. Carried.

Engineer Jon Ites discussed pony truss bridges. Those bridges that are not in the 5-year plan, could end up being declared a “historical” structure, and then it will be difficult to prove why it needs to be removed. Currently, there are 5 pony truss bridges in the County.

The Board discussed the potential cleanout of DD #34 Lat 5, requested by Richard Fondroy. They would like to clean out the first 300 feet and see if that works. Engineer Ites stated that DD #34 hasn't been reclassified, so all of 34 would be paying for it. Motion by Merten, second by Arends, to ask the Drainage watchman to check the first 500 feet of the ditch and take some shots to see if it is worth fixing. Carried.

Weed Commissioner Dave Wiley and Conservation Director Nate Young were present for the bid opening for weed chemicals. Three bids were received: First Coop, Newell-\$22.50 per gallon for Hidep and \$360 per gallon for Milestone; First Coop, Cherokee-\$21.50 per gallon for Hidep and \$98.08 per quart for Milestone; Van Diest Supply Co.-\$18.09 per gallon for Hidep and \$298.99 per gallon for Milestone. Wiley would like to order 300 gallons of Hidep and 10 gallons of Milestone. Motion by Merten, second by Hach, to accept the low bid submitted by Van Diest Supply Co., Webster City, IA, for 300 gallons of Hidep and 10 gallons of Milestone, at a cost of \$18.09 per gallon for Hidep and \$298.99 per gallon for Milestone. Carried.

Conservation Director Nate Young discussed combining the Weed Department and the Conservation Department. Chairman Arends stated that according to the Code of Iowa, the Board of Supervisors appoints the Weed Commissioner. By agreeing to the new terms, all weed department employees would be employees of the Conservation Department, with the Conservation Director as their direct supervisor. Young will make a few minor changes to the terms discussed, and the Board will take action on this request at their next board meeting.

Motion by Altena, second by Ringgenberg, to approve the Wellmark health insurance program renewal for FY'12 (binder agreement, customized options/services, and MSP addendum), and to authorize the Chair to sign. Carried.

Payroll Deputy Leigh Madsen discussed information on Vision Care Direct, a new company offering vision insurance. Representative Mike Jones will be informing the Board about their program on April 19, at the supervisors meeting.

Motion by Hach, second by Altena, to approve the minutes of the March 29 meeting, as corrected, and the following reports: March Central Iowa Detention Commission minutes, Sheriff's quarterly report (Jan-Mar), and GR/VA quarterly report (Jan-Mar). Carried.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 12:10 p.m. until, Tuesday, April 12, 2011 at 8:30 a.m. for a regular session. Carried.

## **BOARD OF SUPERVISORS MEETING EIGHTEENTH MEETING, 2011 SESSION (18) APRIL 26, 2011**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 26, 2011 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Merten, 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

County Attorney Administrator Heidi Hansen reviewed the quarterly report of delinquent court debt collections. The County Attorney's Office hired a new part-time employee on February 14, 2011, and she is working strong on collections, sending out non-payment letters, and getting a great response. Next, they will start contempt proceedings on the defendants making no effort to make payments. This fiscal year to day, they have brought in to the County \$49,502.03, which is \$14,061.46 more than the last fiscal year total.

John Torbert, Exec Director-Iowa Drainage District Association gave a brief update on the IDDA activities. IDDA had had a very active year. They have been watching the court cases with Calhoun County and the railroad and Monona County and the DNR. There was an issue in Palo Alto County regarding a drainage assessment and the IDNR, which created new legislation to be signed into law stating that the State will pay their fair share on drainage improvements.

Engineer Jon Ites received DOT testing bills for two projects. Motion by Merten, second by Ringgenberg, to authorize the IDOT to remove \$3,449.62 and \$1,528.58 from our Farm to Market Fund for testing. Carried.

Engineer Jon Ites reviewed the Farm to Market quarterly report. Currently, the balance of the fund is \$456,772.58.

Motion by Merten, second by Altena, to declare a 1954 International 6X6 wrecker, and a 1977 Lincoln welder as excess equipment, and to authorize the Engineer to advertise these items for sale, with a minimum bid on the wrecker of \$2,500. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the underground utility permit for Windstream Communications, Inc., Newton, IA, for placement of 326' of 200 pair and 8,611' of 100 pair copper along the north side of C29 for the grading project by Albert City. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **overhead utility permit** for Mid American Energy Co., Davenport, IA, for a 69,000 volt overhead electric line, along 100<sup>th</sup> Avenue, from the south line of Section 27, Washington Township, approximately 92' north to the County road ROW along C49 and 100<sup>th</sup> Ave. Carried.

Engineer Jon Ites has received quotes from John Deere and Ziegler Cat for a **motorgrader**. Ziegler quoted \$189,995.08 for a 140M-2011 Tier 3 model, with a trade-in of a 1997 140G Cat. John Deere quoted \$200,000 for a 770GP-2011 Tier 3 model, and \$187,000 for a 770G-2011 Tier 4 model. Engineer Ites recommended purchasing the Ziegler Cat 140M-2011 Tier 3 model. Motion by Arends, second by Altena, to accept the Ziegler quote for the 140M-2011 Tier 3 model motorgrader. Merten feels that we should go with the lower priced Tier 4 model from John Deere. Ayes: Altena, Arends, Ringgenberg. Nays: Merten. Carried.

**Secondary Road Report**—C29 contractor is here, installing driveway culvert; C65 contractor is here; gravel crushing is going on in Sac County; BROS bridge project is in progress; box culvert project is in progress; concrete crusher is in, finished the county pile, and is working on Bodholdt's; and the M27 culvert project contractor is ready to move in.

Glen Huntington and Herb Crampton updated the Board on the proposed **Veterans Monument**. Nepple Electric will be doing the work along with Smith Concrete. Motion by Altena, second by Ringgenberg, approving the Veterans Monument plan, and stating they are fully supportive of the project. Carried.

CPC Dawn Mentzer and Tammy Mills-Thomas discussed Ida Services Inc. transportation request. Currently, they have a \$30,000 deficit for transportation services. BV County has 4 consumers, which is 18% of the total clients that are transported. BV County's share of the deficit would be \$5,400.00. In the future, BV County will be billed by Siouxland Regional Transit, to pay them directly, at a much higher cost, as Ida Services Inc. wants out of the mix. The cost of transporting clients from Holstein to Battle Creek is \$17.56 per round trip, per person. Mentzer is in favor of paying the \$5,400 for this fiscal year, but if they contract with Siouxland Regional Transit, we need to negotiate a better price for a round trip fare. Motion by Merten, second by Ringgenberg, to approve paying **Ida Services, Inc.** \$5,400, for our share of transportation charges for Buena Vista County clients that have been served. Carried.

The Chair opened the public hearing for the second 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 Altena, second by Merten, to approve the **FY'11 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

• Increase activity	1000	General Basic Fund (0001)	Dept 05	\$16,500
• Increase activity	1030	General Basic Fund (0001)	Dept 05	\$87,272
• Increase activity	1050	General Basic Fund (0001)	Dept 29	\$13,000
• Increase activity	1060	General Basic Fund (0001)	Dept 43	\$13,000
• Increase activity	3040	General Basic Fund (0001)	Dept 23	\$35,133
• Increase activity	3300	General Suppl. Fund (0002)	Dept 65	\$37,600
• Increase activity	6320	General Basic Fund (0001)	Dept 98	\$2,000
• Increase activity	8000	General Suppl. Fund (0002)	Dept 02	\$1,000
• Increase activity	8110	General Basic Fund (0001)	Dept 07	\$5,000
• Increase activity	9020	General Basic Fund (0001)	Dept 02	\$1,400
• Increase activity	9100	Jail Security Fund (0025)	Dept 42	\$8,000

- Increase activity      0200    Secondary Road Fund (0020)    Dept 20      \$525,000
- Increase activity      0210    Conservat'n. LAT Fund (0027)    Dept 22      \$20,000
- Increase activity      0220    General Basic Fund (0001)      Dept 05      \$46,300

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the April 19 meeting, as printed, today's claims approval list, and the following **reports**: Co Attorney's Office Collections Quarterly Report (Jan-Mar), Farm to Market Road Fund Quarterly Statement (Jan-Mar), BVCS Early Childhood Iowa 3-County Board March minutes, and Storm Lake United March minutes. Carried.

Motion by Arends, second by Altena, concurring with the Board of Health in granting a new **salary** for Env Health/Zoning Director Kim Johnson, of \$45,000, as of July 1, 2011, and then applying the 3% increase on top of the new salary. Carried.

Motion by Merten, second by Ringgenberg, to contact our current auditing firm for a proposal for completing the County's 2011 **audit**, and starting January, 2012, after the organizational meeting, an RFP will be advertised for future contracts for auditing. Carried.

Motion by Ringgenberg, second by Merten, to appoint the following persons to the 2011 **Buena Vista County Re-Districting Commission**: Deb Langner & Geoff Ullerich (names submitted by the Democratic supervisors) and Lee Meyer, Nancy Sargent, & Dale Arends (names submitted by the Republican supervisors), their terms to expire 20 days following the date the county's supervisor district plan and corresponding precinct plan are approved or imposed by the Secretary of State. Carried. A letter will be sent requesting that the commission meet with the board on May 16, at 5:30 p.m. for orientation.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 12:20 p.m. until, Tuesday, May 3, 2011 at 8:30 a.m. for a special session. Carried.

**\*\*\*ONLY THE "MOTIONS" OF THE MINUTES FOR MARCH 15, 2011, ON PAGES 336-337, APRIL 5, 2011, ON PAGES 344-345, AND APRIL 26, 2011 ON PAGES 350-351, WERE ENTERED IN CHRONOLOGICAL ORDER. ABOVE (PAGES 510-521) IS THE FULL SET OF MINUTES FOR THESE THREE DATES.**