

**BOARD OF SUPERVISORS MEETING
FIRST MEETING, 2015 SESSION (1)
JANUARY 2, 2015**

The Buena Vista County Board of Supervisors met for the first meeting of the 2015 session on Friday, January 2, 2015 at 8:30 A.M. in the Boardroom with Chairman Merten presiding, and the following members present: Altena, Arends, Huseman, 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.

The Board recessed to the District Courtroom for the **swearing in ceremony** for newly elected officials conducted by Senior District Court Judge John Duffy, which included Supervisors Dale Arends, Tom Huseman, and Paul Merten.

Upon their return to the Boardroom, motion by Arends, second by Altena, to approve the **minutes** of the 12/30/14 meeting as printed. Ayes—Altena, Arends, Huseman, Merten, and Ringgenberg. Nays—none. Carried.

Motion by Altena, second by Merten, to adjourn the **2014 session**. Ayes—Altena, Arends, Huseman, Merten, and Ringgenberg. Nays—none. Carried.

The first order of business for the 2015 session was election of the Chairman of the Board. Chairman Merten called for nominations for **Chairman of the Board of Supervisors**. Motion by Ringgenberg, second by Merten, to nominate Arends, as Chairperson of the Board of Supervisors for 2015. Motion by Ringgenberg, second by Huseman, that nominations cease, and to cast a unanimous ballot for Arends, which resulted in the following vote: ayes—Altena, Huseman, Merten, and Ringgenberg. Nays—none. Abstention—Arends. Carried. The vote on the Chairperson was: Ayes—Altena, Huseman, Merten, and Ringgenberg. Nays—none. Abstentions—Arends. Carried.

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

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

Motion by Altena, 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.

Matrix Construction Evaluation

Motion by Ringgenberg, second by Merten, to approve and to authorize the Chair to sign **Resolution 2015-01-02-A** adopting the matrix construction evaluation process. Carried.

RESOLUTION #2015-01-02-A

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, 2015 and January 31, 2016 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 2nd day of January, 2015.

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

Official Newspapers

Having received a request for official newspaper designation from each, motion by Merten, second by Huseman, to designate the following as official newspapers for legal publications for 2015: 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.

Board Appointments

Motion by Merten, second by Ringgenberg, to appoint the following persons as delegates and representatives to the committees, commissions and boards as noted for 2015, and to designate all of the remaining Supervisors as alternates:

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

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

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

Altena—delegate, Huseman—alternate, to the **Buena Vista Solid Waste Commission**.

Huseman and Altena-representatives, 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, to the **3-County Early Childhood Iowa Board**,

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

Ringgenberg-representative, to the Board of Directors of the **Storm Lake United Development Board**.

Chairman and Vice-Chairman as ex-officio members of the board of **Storm Lake United Economic Development Revolving Loan Fund**.

Huseman-delegate, to the **Iowa Lakes Corridor Development Corporation**.

Jon Ites, technical representative, Preston Jacobs-alternate, to the **MAP21 Technical Committee**, Arends—Board's representative, all other board members as alternates, to the **MAP21 Enhancement Committee**.

Huseman-representative, to the **Administrative Board of Directors of the 3rd Judicial District Department of Correctional Services**.

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

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

No action was taken to appoint 3 individuals to the **Judicial Magistrate Appointing Commission** for 6-yr terms expiring 12/31/2020.

Sandy Johnson-representative, to the **Regional Housing Authority** until 12/31/2015.

Justin Yarosevich and Marlowe Feldman to the **Northwest Iowa Regional Housing Trust Fund**.

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

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

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

Merten-as a non-voting member of the **Plains Area Mental Health Board**.

Merten-representative, to the **Rolling Hills Community Services Region Governance Board**.

To the County **Safety Committee** (including the Right-to-Know program): Arends, Kory Elston, Bruce McGowan (as Jon Ites' designee), Ron Reckamp, Preston Jacobs, Mona Mason, Steve Hammen, Kim Johnson, Leigh Madsen, Nate Young, Aimee Barritt, Tyler Van Houten, Nancy Paulsen, Linda White, John Stange, and Kay Evans, with Mike Raner as Safety Coordinator.

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

Huseman and (1 open seat)-delegates to the **Western Iowa Tourism Council**.

Merten-representative, to the **U.S. 20 Corridor Task Force**.

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

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

Arends-delegate, for the **Regional Investment Board (formerly Iowa Workforce Development Board-Region 3-4)**.

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

Chairman-representative, for all county **labor negotiations**.

Sherie Elbert, Don Altena, and Susan Lloyd to the Buena Vista County **Deferred Compensation Board**.

Jon Ites, Kory Elston, Kim Johnson, and Paul Merten, to the **Weather Committee**.

Jon Ites, Don Altena, Sherie Elbert, Susan Lloyd, and Leigh Madsen as members of the **Personnel Committee** (includes employee handbook updates).

Sheriff, Bldg/Grounds Supt., County Attorney, Clerk of Court, Member of the Board of Supervisors (Huseman), and Judge Duffy to the **Courthouse/Judicial Security Committee**.

Shari O'Bannon, 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 Merten and Jon Ites for grain sales at the South Hayes Pit.

Susan Lloyd-**ADA Coordinator**.

Pam Bogue, Dawn Mentzer, Susan Lloyd, and John Stange as the **HIPAA Compliance Committee**, with Tyler Van Houten as the HIPAA Security Officer, and Dale Arends as the Privacy Officer.

Steve Hammen as the **Lock-out/Tag-out Program** Coordinator for the Courthouse, DHS Annex, E. Richland Annex, and Cayuga St. Annex.

Jon Ites as the primary contact person, and Karen Crilly 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, (1 vacancy), Brian Drzycimski, Gary Sundblad, and Kermit Shultze.

Zoning Board of Adjustment members with terms as follows: John Massop-6/21/16, Greg Sundblad-6/21/17, Steve Lind-6/21/18, Rick Sievers-6/21/19, and Bob Stoughton-6/21/15.

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

Dawn Mentzer to the **Cherokee MHI Advisory Council**.

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

Allyson Gebers and Jessica Bowles-Case Managers, Alicia Gatzemeyer-Case Manager Administrator, Paul Merten-BofS representative (remaining Supervisors-alternates), Cindy Smith-family representative and Vice-Chair, Jeff Kestel-family representative, Sandy Pingle-Provider Community Based Services representative, Cindy Weimold-ID Provider Community Based Services representative and Chair, Aaron Meister-consumer to the **Targeted Case Management Advisory Board**.

Dr. David Crippin, **County Medical Examiner**, and Tim Speers-BVRMC EMT, and independent EMTs Greg Ebersole, Dave Patton & Matt Imming, as **Deputy Medical Examiners** (Chapter 331.801). Terms expire 12-31-15.

Cornelius Wabeke (12/31/15), and Don Diehl (12/31/17), Georgia Weaver (12/31/19), (appointed by the County Attorney) to the **BV Co. Civil Service Commission**. (341A.2)

Vice-Chair as representative, to the **BV County Trails Advisory Council**.

Rich Haldin (6-30-15), Pam Jacobson (6-30-16), and Gar Otto (6-30-17), to the **Veterans Affairs Commission** for the 2015 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 Dirx, Kevin Cone; Realtors-J.D. Lehr, Margie Robinson, Bob Hall, Joe Aube, Clark Fort, Kent Smith, Georgia Weaver; for Cities: Amy Hammen, Nola Jensen, Jim Haraldson, Nancy Sadusky, Megan Peterson, 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-12/31/16, Jason Butler & Peg Hinkeldey-12/31/17, Rhonda Ringgenberg and Jon McKenna-12/31/2015.

BV Co Conservation Board-Jeff Kestel-12/31/19, Mark Kirkholm-12/31/15, Rick Meyer-12/31/16, Melinda Coogan-12/31/17, Jim Wischmeyer-12/31/18.

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

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

Huseman-representative, to the **Synergy/Jackson Recovery Center**.

James R. Nelsen with a term expiring 6/30/2016, Tim Heuton with a term expiring 6/30/2017, and Mark Herrig with a term expiring 6/30/2015 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.

Motion by Merten, second by Altena, to change the representative to the **Lake Improvement Commission** from Merten to Huseman. Carried.

Pursuant to Chapter 22.1.2 of the 2014 Code of Iowa, the Auditor informed the Board that she has named herself and her 1st 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.

Holiday, Vacation, and Sick Leave Policy

Motion by Ringgenberg, second by Merten, 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 Ringgenberg, second by Huseman, that **election workers** for 2015 be paid \$9.50/hr. and chairpersons \$10.00/hr., effective this date. Carried.

Meal and Mileage Rate Reimbursements

Motion by Altena, second by Ringgenberg, 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, detailed 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 (\$.575/mile on 1/1/15);

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 2015. Carried.

Insurance Coverage including Blanket Bond

Motion by Merten, second by Huseman, to continue the following insurance coverage from the Stille, Pierce & Pertzborn Agency for the remainder of FY'15: tort liability, auto, property, computer equipment, E & O, umbrella, data processing, inland marine, ocean marine, contractor's equipment, crime, law enforcement professional, medical professional, worker's compensation, and blanket bond. Carried.

Depository Resolutions

Motion by Merten, second by Altena, that the Depository Banks currently being used by the Treasurer, Recorder, & Sheriff continue to be used during 2015 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	\$20,000,000.00
	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	\$1,500,000.00
	First State Bank, Sioux Rapids	\$1,000,000.00
Recorder:	Security Trust & Savings Bank, Storm Lake	\$100,000.00
Sheriff:	Central Bank, Storm Lake	\$250,000.00
	Citizen's First National Bank, Storm Lake	\$25,000.00

and,

that the 2015 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 Merten, second by Huseman, 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 2015 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 2015 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 \$1,000 in non-drainage districts areas in each fiscal year. Carried.

The Board worked on their expenditure budget worksheets.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 11:45 a.m. until Tuesday, January 6 at 8:30 a.m. for a special session.

Susan Lloyd, Auditor

Dale Arends, Chairperson

BOARD OF SUPERVISORS MEETING SECOND MEETING, 2015 SESSION (2) JANUARY 6, 2015

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 6, 2015 at 10:00 A.M. (late start due to weather) in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to amend today's agenda by adding an additional action item to appoint Jon Ites as County Engineer and authorized Ites to close roads as necessary. Carried

Motion by Huseman, second by Altena, to appoint Jon Ites as County Engineer and authorized Ites to close roads as necessary. Carried

Motion by Merten, second by Ringgenberg, to approve plans and to authorize signatures for Project #L-FM-R(82), Project #FM-CO11(96), and Project #L-B-1306. Carried

Motion by Altena, second by Huseman, to approve the MAP21 application for project STP-S-CO11(94) for the reconstruction of C63 from Hwy 110 west to M31. Carried.

Motion by Merten, second by Altena, to approve and to authorize the Chair to sign Resolution 2015-01-06-A to approve Right-of-Way purchase factors. Carried.

RESOLUTION #2015-01-06-A

RIGHT OF WAY PURCHASING FACTORS **&** **FENCE REMOVAL & REPLACEMENT POLICY**

In compliance with Iowa 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 180 times the current CSR factor.

Temporary Right-of-Way and/or Snow borrow purchases.
The County will offer 150 times the current CSR factor.

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 or woven
Plus new material costs.

The property owner shall have 18 months after completion of project to receive payment for replacement of fencing.

PASSED AND APPROVED this 6th day of January, 2015.

/s/ Dale Arends, Chairman, Board of Supervisors.....ATTEST: /s/ Leigh Madsen, Deputy Auditor

Kristen Watts, President of the BV County Genealogical Society, presented their FY'16 funding request of \$1,000, the same as the current year. The current year funds were used for shelving and covers for newspaper and for envelopes for the growing obituary files. The Board thanked her for what their organization does for the County.

Martha Olson, **Newell Historical Society**, requested funds for FY'16, in the amount of \$1,000, the same as the current fiscal year. Olson thanked the Board for their continued support. They used the previous funds for painting touch up on the outside of the Mansion, pilot rock signs on Hwy 7 east and west of Newell. They also repaired and painted the porch, and they will use future funds to update the webpage, order new brochures, wallpaper for the ceiling of the library room upstairs. The Newell Historical Society will be hosting the 25th anniversary on August 1, 2015. The Board thanked her for everything that they do.

The time arrived for discussion of the Counties **health insurance** rates for the new budget year. Due to the weather, a conference call was held with Wellmark Representative Matt Eldridge, and Clark Nelson. Eldridge reviewed our past usage of health benefits and of drug card usage. . The renewal rate for Wellmark is 16.67%,

Motion by Merten, second by Ringgenberg, to approve the **minutes** of 1/2, as printed, and the following **reports**: December BV County Solid Waste Commission minutes & January agenda, November Board of Health minutes, and Western IA Tourism Region Audit Report for years ended June 30, 2014 and 2013. Carried.

Pre-Screening Agencies Appointed

Motion by Ringgenberg, second by Huseman, to designate the Plains Area Mental Health Center as the agency providing **pre-screening services** to persons, prior to admission to Cherokee MHI. Carried.

Motion by Merten, second by Altena, to approve the **Delta Dental** contract for FY'16 and to authorize the Chair to sign. Carried.

Kiley Miller, President & CEO of **Iowa Lakes Corridor**, presented the financial statement for the years ended June 30, 2014 and 2013 and made their request for FY'16. The amount of their request is \$20,000 which is the same as the current fiscal year. In the upcoming year Iowa Lakes Corridor will be holding regular office hours in Storm Lake once a month.

Gary Lalone, Executive Director, and Kristi Davis, Marketing Manager, **Storm Lake United**, discussed their annual report and made their request for FY'16. They shared a Power Point presentation that highlighted this year's projects. They thanked the Board for their support in the past. The amount of their request is \$30,000 which is \$15,000 over their approved amount for this current fiscal year.

Lee Meyer and Deb and Kevin Jesse BV **County Fair Board**, presented their request for funds for FY'16 in the amount of \$50,000, which is \$30,000 over the current fiscal year. They will use the funds to install a new PA system throughout the grounds, upgrades on the fencing and gates, flag pole and beautification projects, remodel food stand, bathroom repairs, and reconstruct the area in front of the grandstand. The Fair Board has several new members. They have several plans to upgrade the fair over the next few years. The Fair Board has taken over the racetrack with Lee and Becky Meyer as promoters. This year they will be celebrating 50 years of racing. The dates for the 2015 Buena Vista County Fair will be July 22-26. The Board thanked them for the great work they do at the fairgrounds.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 12:50 p.m. until Tuesday, January 13 at 8:30 a.m. for regular session.

Leigh Madsen, Deputy Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
THIRD MEETING, 2015 SESSION (3)
JANUARY 13, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, January 13, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to approve the final estimate on **BROS-CO11(92)--5F-11**, the bridge on C25, east of Rembrandt Enterprises, with the total cost of the project \$398,128.40, which is 100.6% of the contract, with the total final payment of \$11,943.86. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 1/6, as printed, and the following **reports**: December Rolling Hills Community Services Region minutes, December Sheriff's Report of fees collected, January Accountant's Compilation Report for the County Solid Waste Commission and financials for the 6 months ended 12/31/14, October BV County Trails Advisory Committee minutes and December agenda, January Department Head minutes. Carried.

Motion by Merten, second by Huseman, to approve issuing a check to Group Services for the **2014 Flex Plan carryover funds**, in the amount of \$4,414.12. Carried.

Motion by Ringgenberg, second by Altena, to authorize the Chair to sign the **Wellmark Health Insurance Renewal** of Premiums for 8/1/2015 to 7/31/2016. Carried.

The Board moved their meeting to the Public Meeting Room for the DD #34 Lat 6 hearing.

The Chair opened the **Public Hearing** on the **DD #34 Lat 6 Engineer's Report for proposed repairs/improvements**, with Engineer Brian Blomme, I & S Group, and 16 landowners present. The Auditor confirmed that the notice was published as required. One objection letter was received from Richard & Eloise Obman, and another letter was received from Frank E. Klahs, II, requesting to speak at the public hearing. Both letters will be kept with the DD #34 Lat 6 drainage records. Blomme reviewed the history of DD #34 Lat 6, which is 3.9 miles long, and benefits 11,900 acres in Barnes, Lincoln, and Scott Townships, and serves as the outlet

for DD #106, DD #76, and DD #91, along with many private tile lines. This drain was cleaned out in 1917, and there have been no major repairs since that time. The channel has been meandering within its banks causing sediment bars to form which in turn forces the flow to undercut the toes of inside slopes causing bank sloughs. Many of the pipes found along this facility appear to be approaching the end of their useful life and should be considered for replacement. There are four bridge crossings, and they provide adequate capacity with no changes to these structures requested by the District. There are no railroad or private crossings traversing the open ditch of DD #34 Lat 6. There is approximately 14,870' of fence that would need to be removed to accommodate a full cleanout of this open ditch. Additional ditch right-of-way easement of 18.83 acres will need to be acquired. There are approximately 310 acres along with adjoining road right-of-way that are within the natural watershed boundary of Lat 6, but have never been assessed for benefit, so there would need to be an annexation. The proposed estimated cost for repairs/cleanout of DD #34 Lat 6, including additional right-of-way costs, annexation, reclassification, and project warrant interest, is \$384,328.60, with the average cost per assessed acre (11,886 acres) of \$32.33, and the average cost per watershed acre for 10 years is \$3.23 per acre. The Chair opened the meeting up to comments or questions from the public. Mel Ripke asked about the Coon River, when it gets full, everything backs up. Blomme commended that there are extreme rains, it isn't practical to accommodate for those. Arends commented that the Board is trying to get them working as well as they can. Another landowner asked if the ditch won't just fill in again like the north end did. Blomme said that they try and reseed and the goal is to have 35-40 years of life to the channel. If DD #106 was done in 1980, then we are at 34 years. Motion by Huseman, second by Ringgenberg to adopt the DD #34 Lat 6 repair plan. Carried. Motion by Ringgenberg, second by Altena, to direct the engineer to prepare the necessary plan and specifications, obtain the necessary permits, and proceed toward a bid letting on DD #34 Lat. 6. Landowner Daryla Lockwood asked if this would affect the City of Rembrandt, and the answer was yes. Carried. Motion by Ringgenberg, second by Merten to adopt a Resolution of Necessity for the annexation of additional lands in to DD #34 Lat. 6. Carried. Motion by Merten, second by Altena, to initiate acquisition of additional right-of-way for DD #34 Lat. 6. Merten asked about the price paid for the right-of-way, and Blomme commented that typically, they pay \$650-\$700 per acre. Carried. Motion by Altena, second by Huseman, to initiate reclassification proceedings for DD #34 Lat. 6. Merten commented that the Board has done this with Lat. 2, 5, and 7, and in the past all of DD #34 was charged for repairs. Carried.

The Board reconvened their meeting in the Boardroom.

Joan Spooner, local director of **Upper Des Moines Opportunity** in Storm Lake, along with area Executive Director UDMO Jamey Whitney, requested \$18,000 in funding for FY '16, the same as the current fiscal year. Both directors gave detailed information concerning programs within Buena Vista County that the funding would support. They are very grateful for the past support and for the number of families and elderly individuals that have been helped within the county through these programs.

County Attorney Dave Patton informed the Board that Assistant County Attorney Matt Speers is leaving, to take another position at Boone as an assistant County Attorney. Patton is asking for an additional \$7,500-\$8000 for this year, to increase the current assistant attorney's salaries. Currently BV County pays assistants between \$49,000 and \$54,000, and Patton commented that it really should be between \$55,000 and \$60,000, based on the level of work they do. Patton commented that he has another assistant that is being recruited in a neighboring

County, with 1/3 less population and less crime, and if he accepts the position, he would be receiving a salary of \$61,000. Patton commented that his assistants are part-time, however they are working full-time. They are designated part-time so that they can still do family wills, etc, without violating Iowa law. Patton stated that the collection program can support this increase. The urgency is to get someone hired. He has an offer out there, but the individual is currently making \$60,000, and states that they are willing to take a cut, but not a drastic cut. Patton currently has 3 assistants. The consensus of the Board was to see how the department budget requests come in, and would support increasing the current and future assistants to be more competitive in salary with other counties.

Supervisor Meeting Reports: Merten attended a Rolling Hills Mental Health Region meeting last week, and updated the Board on the proposed budget of the Region. The Region Governance Board voted for each of the member counties to budget \$35/capita for the FY'16 budget, with BV County using up reserves for part of this per capita amount. Altena updated the Board on the BV County Trails, canoeing of the Little Sioux River, and the placement of the trails signs.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 11:05 a.m. until Friday, January 16 at 9:00 a.m. for a special budget session.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FOURTH MEETING, 2015 SESSION (4)
JANUARY 16, 2015**

The Buena Vista County Board of Supervisors met in special session on Friday, January 16, 2015 at 9:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

FY'16 budget requests were received from the following departments: Steve Hammen-Bldgs/Grounds, Supervisors-their budget and County Farm, Kory Elston-Sheriff, Jail, and Communication Center, Alicia Gatzemeyer-Case Management, Shari O'Bannon-Recorder, Dave Patton-County Attorney, and Susan Lloyd-Auditor.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 2:14 p.m. until Monday, January 19 at 9:00 a.m. for budget reviews.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTH MEETING, 2015 SESSION (5)
JANUARY 19, 2015**

The Buena Vista County Board of Supervisors met in special session on Monday, January 19, 2015 at 9:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

FY'16 budget requests were received from the following departments: Tyler Van Houten-I.T. Department, John Stange-Veterans Service Officer, Jon Ites-Engineer, Conservation Board members Melinda Coogan, Jim Wischmeyer, and Mark Kirkholm, along with Office Administrator Danette Morgan-Conservation, Pam Bogue-Public Health Nurse & Homemakers, Non-Departmental & Insurance.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 2:50 p.m. until Tuesday, January 20 at 8:30 a.m. for a special session and budget reviews.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
SIXTH MEETING, 2015 SESSION (6)
JANUARY 20, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 20, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Huseman, to **amend today's agenda** by adding an additional action item, setting the levy percentage for Secondary Roads for FY'16. Carried.

Motion by Altena, second by Ringgenberg, to approve the **Jt. DD #14-42 Lateral 198** claim payable to Clay County Secondary Roads for repairs, in the amount of \$419.84, and to authorize the Chair to sign. Carried.

Motion by Merten, second by Huseman, to approve the **Jt. DD #22 Branch 252** claim payable to Clay County Secondary Roads for repairs, in the amount of \$1,268.74, and to authorize the Chair to sign. Carried.

Motion by Merten, second by Ringgenberg, to approve the **Jt. DD #22 Branch 158** claim payable to Clay County Secondary Roads for repairs, in the amount of \$2,591.20, and to authorize the Chair to sign. Carried.

FY'16 budget requests were received from the following departments: Sherie Elbert-Treasurer, Joann Kinnetz-Clerk of Court, Linda White-General Relief, and Kim Johnson-Environmental Health/Zoning.

Motion by Merten, second by Altena, to approve the **hiring** of Andrew Allerdings, as a Driver's License Examiner in the Treasurer's Office, effective January 19th, at a salary rate of \$16.79/hour. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **hiring** of Sonja Banuelos, as a Tax Clerk in the Treasurer's Office, effective January 27th, at a salary rate of \$16.25/hour. Carried.

Motion by Huseman, second by Altena, to approve the **minutes** of 1/13, 1/16, and 1/19, as printed, and the following **reports**: December Clerk of Court Report of Fees Collected and July-Sept Recorder's Report of Fees Collected. Carried.

Several members of the Buena Vista County **Library Association** came in to thank the Board for their past support of the County libraries. They missed their last appointment due to weather, but wanted to request the same funding for FY'16 that they are receiving in FY'15. Several librarians reviewed their past programs, and each thanked the Board for supporting their City's library.

Motion by Merten, second by Ringgenberg, to set the **levy** for Secondary Road funding at 90% of the maximum allowed from the General Basic and Rural Basic Funds. Ayes: Altena, Huseman, Merten, Ringgenberg. Nays: Arends. Carried.

Arends left the meeting at 11:00 a.m. and Vice-Chair Altena took over conducting the remainder of the meeting.

Tom Schuetz, **Group Services**, reviewed the Wellmark renewal rates, claims/premium history, rate adjustments, and ACA fees. Schuetz presented options that the Board could consider changing for the insurance, in order to try and lower the proposed Wellmark increases. Schuetz will prepare some scenarios and long range planning ideas for the Board to consider in the next couple weeks.

Env Health/Zoning Director Kim Johnson informed the Board that she received a Master Matrix for Axdahl Pullets, LLC, in Section 21, Barnes Township. Motion by Merten, second by Ringgenberg, to set the Public Hearing for a **Master Matrix** for Axdahl Pullets, LLC, for Tuesday, February 27, 2015, at 9:00 a.m. Carried.

There being no further business, motion by Huseman, second by Altena, to adjourn the meeting at 12:45 p.m. until Tuesday, January 27 at 8:30 a.m. for a regular session.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
SEVENTH MEETING, 2015 SESSION (7)
JANUARY 27, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, January 27, 2015 at 8:30 A.M. in the Boardroom with the following members present: Huseman, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Chairman Arends and Vice-Chairman Altena.

Motion by Merten, second by Huseman, to authorize Ringgenberg to act as Chair for today's meeting as both the Chair and Vice-Chair are absent. Carried.

Motion by Huseman, second by Ringgenberg, to authorize Merten to act as Vice-Chair for today's meeting as both the Chair and Vice-Chair are absent. Carried.

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

Motion by Merten, second by Huseman, to approve the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, to bore under 8 locations to replace overheads in the north half of Grant Township and the south half of Lincoln Township, and authorize the Chair to sign. Carried.

Secondary Road Report: The RISE application was submitted 3 weeks ago, additional material is being requested, and it was changed from an immediate need to a development type grant, which would change to a 50% participation; the County Bridge Fund that was applied for, Ites was notified that the County did not receive any funding again this year; RAGBRAI route was released, with Storm Lake as the first overnight stay.

Engineer Jon Ites reviewed with the Board, a letter that was received from Midwest Land Management, on behalf of Glen Taylor, requesting to vacate a portion of 150th Ave., on the south side of Section 28/29 of Lee Township. Motion by Merten, second by Huseman, to direct Engineer Ites to investigate that portion of 150th Ave., on the south side of Section 28/29 of Lee Township, on the possibility of vacating. Carried.

Engineer Ites reviewed an email he received from John Murray, regarding the pipeline. Ites has sent questions on to the Iowa DOT in Ames for a response to Murray's questions.

Motion by Huseman, second by Merten, to go into closed session under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of closed session. Carried.

Treasurer Sherie Elbert introduced her newest hire in the Tax Department, Sonja Banuelos.

Treasurer Sherie Elbert presented the semi-annual report, ending December 31, 2014. Motion by Huseman, second by Merten, to approve the Treasurer's Semi-Annual Report for December 31, 2014, and to authorize the publication in the newspapers. Carried.

Treasurer Sherie Elbert requested an abatement of taxes on a mobile home that burned down on March, 2014, and was junked 7-25-14. Motion by Merten, second by Huseman to authorize the abatement of the mobile home taxes for 2014 in the amount of \$78.00 and the 2015 taxes in the amount of \$156.00 on parcel #0539850752D. Carried.

Treasurer Sherie Elbert presented a letter requesting a temporary suspension of taxes on parcel #1404233001, until June 30, 2015, due to a hardship case. Motion by Merten, second by Huseman, to allow the temporary suspension of taxes on parcel #1404233001, until June 30, 2015, allowing the individual to set up a payment plan, thereby avoiding penalty and interest. Carried.

Hear the Public: Tim Humes presented information to the Board regarding value added food crops that could be grown, that may help the drainage issue the Board has with Des Moines Water Works. Humes attended the meeting with Secretary of Agriculture Bill Northey last week, and discussed this same information with him. He also discussed witchgrass that maybe could be planted around intake pipes to keep some of the nitrates from getting in to the streams. Witchgrass can also be planted in buffer strips and harvested and used as a fuel source. Humes also mentioned to Secretary Northey, the need for a regional food processing facility, since people are starting to raise aronia berries, and have to take them to Omaha, NE for processing. Humes also brought up the zip line idea again to the Supervisors, and would like to see this idea move forward.

Env Health/Zoning Director Kim Johnson informed the Board of a rezoning request she received from Ag Partners, in Section 14 of Nokomis Township, changing from agricultural to

commercial. Motion by Huseman, second by Merten, to set a **public hearing** for the rezoning request of Ag Partners in Section 14 of Nokomis Township, as February 17, at 10:00 a.m. Carried.

Motion by Huseman, second by Merten, to approve **Resolution #2015-01-27-A** the Minor S/D for Ag Partners in Section 14 of Nokomis Township. Carried.

RESOLUTION 2015-01-27-A

WHEREAS Ag Partners has presented preliminary and final plats (of survey) on the following described property:

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 14, TOWNSHIP 91 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 14; Thence North 00° 42' 15" West, along the West line of said Southwest Quarter (SW ¼), 385.88 feet to the South line of Lot C which appears of record as Document number 072960 in the office of the Buena Vista County Recorder; Thence North 89° 17' 45" East, along said South line, 752.00 feet to the East line of said Lot C; Thence South 00° 42' 15" East, along the southern extension of said East line, 393.09 feet to the South line of the Southwest Quarter (SW ¼); Thence South 89° 50' 40" West, along said South line, 752.03 feet to the Point of Beginning.

Hereafter known as Lot D in Section 14, Township 91 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 6.72 acres and is subject to all easements of record.

WHEREAS, the final plat meet 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 SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 14, TOWNSHIP 91 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 14; Thence North 00° 42' 15" West, along the West line of said Southwest Quarter (SW ¼), 385.88 feet to the South line of Lot C which appears of record as Document number 072960 in the office of the Buena Vista County Recorder; Thence North 89° 17' 45" East, along said South line, 752.00 feet to the East line of said Lot C; Thence South 00° 42' 15" East, along the southern extension of said East line, 393.09 feet to the South line of the Southwest Quarter (SW ¼); Thence South 89° 50' 40" West, along said South line, 752.03 feet to the Point of Beginning.

Hereafter known as Lot D in Section 14, Township 91 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any: none.

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

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 14, TOWNSHIP 91 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 14; Thence North 00° 42' 15" West, along the West line of said Southwest Quarter (SW ¼), 385.88 feet to the South line of Lot C which appears of record as Document number 072960 in the office of the Buena Vista County Recorder; Thence North 89° 17' 45" East, along said South line, 752.00 feet to the East line of said Lot C; Thence South 00° 42' 15" East, along the southern extension of said East line, 393.09 feet to the South line of the Southwest Quarter (SW ¼); Thence South 89° 50' 40" West, along said South line, 752.03 feet to the Point of Beginning.

Hereafter known as Lot D in Section 14, Township 91 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa; and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 27th day of January, 2015.

/s/ Rhonda Ringgenberg, Chair, Board of Supervisors...../s/ Sue Lloyd, Auditor

Auditor Susan Lloyd informed the Board that Deputy Barb Henrich will be retiring soon, and she would like to start the process of **hiring**, by placing an ad in the newspapers. The consensus was to authorize Lloyd to advertise and begin the hiring process.

Motion by Merten, second by Huseman, to approve the **minutes** of 1/20, as printed, today's **claims approval list**, and the following **reports**: December Board of Health minutes, November Lake Improvement Commission minutes, Nov-Dec Lake Improvement Commission Treasurer's Report and January agenda. Carried.

Motion by Merten, second by Huseman, to terminate the **28E Agreement** with the City of Storm Lake, to use the Storm Lake Fire Department parking lot for motorcycle testing, as it is not an approved site by IDOT. Carried.

Ringgenberg informed the Board that the **BV County Fair Board** requested to have the Supervisors take a more active role in the Fair this year. The consensus was to have the Board take a more active role in the BV County Fair, as their schedules allow.

Motion by Huseman, second by Merten, to designate Sac County Auditor Jim Dowling as **BV County's designee** to record the minutes for the Jt. Drainage meeting (closed session) to be held in Sac City at 2:00 p.m. today, with Sac, Calhoun, and BV Counties participating. Carried.

Motion by Merten, second by Huseman, to approve the appointments of three **assistant county attorneys**: Paul A. Allen, effective January 1, 2015 through December 31, 2018, at a salary of \$49,376 through January 31, 2015, and starting at a salary of \$58,500 on February 1, 2015, Brianna N. Shriver, effective January 1, 2015 through December 31, 2018, at a salary of \$47,250 through January 31, 2015, and starting at a salary of \$54,500 on February 1, 2015, and

Ashley Bennett, effective February 1, 2015 through December 31, 2018, at a salary of \$58,500.
Carried.

There being no further business, motion by Huseman, second by Merten, to adjourn the meeting at 11:25 a.m. until Tuesday, February 3 at 8:30 a.m. for a special session.

Susan Lloyd, Auditor

Rhonda Ringgenberg, Pro-Tem

**BOARD OF SUPERVISORS MEETING
EIGHTH MEETING, 2015 SESSION (8)
FEBRUARY 3, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 3, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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: Arends, Altena, Huseman, and Merten. Nays: none. Abstentions: none.

Auditor Susan Lloyd presented the first draft of the County's **FY'16 budget** for the Board's review.

CEO Dawn Mentzer, **Rolling Hills Region**, presented her quarterly report. Mentzer has budgeted a FY'16 budget of \$2,855,507, with revenue coming from the member counties to the Region of \$35 per capita, totaling \$3,567,972. Mentzer updated the Board on the ID waiver waiting list, managed care, and task forces update.

Court Administrator Leesa McNeil presented a request for the Court to be able to use the Public Meeting Room for Family Drug Court on the 1st and 3rd Wednesdays of each month. The Board asked if there weren't other rooms available on the 2nd floor, and McNeil stated that the room on the 2nd floor are almost always in use. The Board will take the request under advisement.

The Chairman stayed to visit with Court Administrator McNeil while the remaining Board Members moved the meeting to the Public Meeting Room for the DD #106 Public Hearing.

The Vice-Chair opened the **Public Hearing**, at 10:20 a.m., on the **DD #106 Engineer's Report for proposed repairs/improvements**, with Engineer Brian Blomme, I & S Group, 10 landowners and 1 media present. (Arends came back to the meeting at 10:25) The Auditor confirmed that the notice was published as required. Letters were received from Linda Jane (McKibben) Boettcher, Randy McKibben, Karla J. McKibben Fegley, and Marianne Colburn Young, all objecting to the project. All of the objection letters will be kept with the DD #106 drainage records. Blomme reviewed the history of the District and stated that the spoil banks no longer exist. Blomme mentioned that the Board had an informal hearing previously to determine

if landowners would be in favor of an improvement to the district. At the time of the informal hearing, the landowners were against an improvement, so the Board authorized the Engineer to proceed with a report for proposed repairs to the District. The cost of the improvement would have been an additional \$52,000 over the repair estimate, bringing the total to \$189,600. DD #106 consists of approximately 11,670 acres. The District was established with a Main Open Ditch, and open ditch as part of Lateral #32, and 60 additional tile lateral facilities. The watershed is divided into a northern and southern portion. The northern portion utilizes the Main Open Ditch and outlets to the open ditch of DD #34, Lat 6, and the lands of the southern portion outlet through the open ditch of Lateral #32 to Lateral #4 of DD #34. The proposed repairs outlined in this report will restore the original drainage capacity of the Main Open Ditch. The lands within the northern portion of the watershed that will receive benefit from this work will be assessed for the repairs. DD #106 has not been cleaned out since 1985. The open ditch facility of DD #106 is traversed by 2 bridge crossings, which provide adequate capacity with no changes to these structures requested by the District. There are no railroad or private crossings traversing DD #106. There is approximately 5,330' of fence that needs to be removed to accommodate the open ditch cleanout project. Additional easements along the entire length of the ditch is recommended to provide a uniform 100' right-of-way. Some of the land adjacent to the open ditch of DD #106 has been seeded down under the USDA Buffer Strip Program, so landowners must request a waiver from the USDA Farm Service Agency County Committee. There are approximately 1,044 acres of land along with adjoining road right-of-way within the northern portion of the watershed that are recommended for annexation, which included 41 acres within the City of Rembrandt. There is approximately 303 acres of land along with adjoining road right-of-way within the southern portion of the watershed that drain to the facilities of the District but are not assessed. The estimated cost of the repairs, including additional easements, annexation, reclassification, and warrant interest is \$310,859.70, with an average cost per watershed acre (7,917 acres) of \$39.26 and the average cost for 10 years of \$3.93. The Board opened the meeting up to questions from landowners. Bill Chindlund asked how many miles would be done and also how much it would help when there are heavy rains. Blomme stated that approximately 6 miles would be done, and that they are not going to help when there is a catastrophic even with several inches of rain. The district was established for 2"-3" rains. Randy McKibben commented that another waterway was put in Section 3, without the blessings of the County. Blomme will check in to that. A question came up as to what side the spoils would be placed. Blomme stated that they would be on the field side, but they need slopes on both sides, so he stated that they could work with a particular landowner on where the spoil would be placed. Merten commented that he has received phone calls and letters opposed to the repair project. Merten informed the landowners that the County could hold off on the repairs at this time, and go forward with the reclassification. Blomme mentioned that the Engineer's Report is good for 10 years, so it could be picked up again at a later date, if the landowners were ready for the repairs. Randy McKibben stated that he wants to know the cost, and stated that he talked with Attorney Jim Hudson, and was told that the County could authorize a pre-construction reclassification. The consensus of the landowners were in favor of a pre-construction reclassification. Motion by Altena, second by Huseman, to close the Public Hearing. Carried. Motion by Merten, second by Altena, to direct the Engineer to move forward with a pre-construction reclassification on the Main Open Ditch of DD #106. Carried. Blomme mentioned that there would not be a formal notice sent out of the next meeting. The Board will continue this Public Hearing on March 10, 2015, at 10:00 a.m. in the Public Meeting Room.

The Board proceeded back to the Boardroom to continue their meeting.

Mandi Comer, Account Manager of Delta Dental, presented the 2015 renewal executive summary, showing the County's utilization data and benefit comparison.

Motion by Huseman, second by Altena, to approve the minutes of 1/27, as printed, and the following reports: January 27 Jt. Drainage minutes of the open session of Calhoun, Sac, and BV County. Carried.

Motion by Merten, second by Altena, to allow the Court to be able to reserve the public meeting room a month in advance, when no rooms are available upstairs, with the understanding they can be bumped if something else comes up, and to follow all other rules of public meeting room use. Carried.

Motion by Merten, second by Huseman, to appoint Arends as the Board's representative, the remaining Supervisors as alternates, and Phil Driver as the at-large representative to the Iowa Lakes RC & D Board. Carried.

Motion by Arends, second by Merten, to appoint Becki Drahota, Ron Haroldson and Bill Lanphere to the Judicial Magistrate Appointing Commission for 6-yr terms expiring 12/31/2019.

Motion by Huseman, second by Altena to authorize the Auditor to send out an RFP for audit services for FY'15, FY'16, and FY'17. Carried.

Merten updated the Board on a possible 28E Agreement providing support from Sac, Calhoun, and BV Counties in matters concerning the pending lawsuit with the Des Moines Water Works. The Sac County Drainage Attorney is preparing a 28E Agreement for BV, Calhoun, and Sac Counties.

Motion by Huseman, second by Altena, to appoint Dale Arends and Paul Merten as the Board's representative to attend the Iowa Corn Growers meeting on February 6, 2016. Carried.

Motion by Altena, second by Huseman, to appoint Dale Arends and Paul Merten as the Board's representative to attend a meeting with the Des Moines Water Works Board of Directors when a meeting is scheduled. Carried.

Merten commented that the drainage attorneys for BV, Sac, and Calhoun Counties have sent out RFPs to firms in the Des Moines area, asking for rate charges, in case the Des Moines Water Works suit goes to Federal Court, as it would be a multi-year process.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 1:52 p.m. until Tuesday, February 10 at 8:30 a.m. for a regular session.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
NINTH MEETING, 2015 SESSION (9)
FEBRUARY 10, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 10, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Huseman, and Merten, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Altena and Ringgenberg.

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

Motion by Merten, second by Huseman, to continue allowing Luke Johnson to bale the **Angier Pit** grass, for weed control. Carried.

Motion by Huseman, second by Merten, to approve final payment on **Project #L-C-F(3)--73-11**, the box culvert between Sections 4/5 of Nokomis Township, to Midwest Contracting, LLC, Marshall, MN, in the amount of \$5,026.80, with the total project cost of \$167,559.86, which is 99.9% of the original contract. Carried.

Motion by Merten, second by Huseman, to approve final estimate payment on **Project #L-C-F(5)--73-11**, the box culvert between Sections 4/5 of Elk Township, to Midwest Contracting, LLC, Marshall, MN, in the amount of \$5,075.30, with the total project cost of \$169,176.52, which is 100.05% of the original contract. Carried.

Motion by Huseman, second by Merten, to approve and authorize the Chair to sign the **gravel crushing** proposal of Mobile Crushing & Recycling, Inc., Otho, IA, for 75,000 tons of gravel from the Whitney Pit, at a cost of \$2.85/ton, which also includes scalping off 8-10% sand to be used for icing. Carried.

Engineer Jon Ites has met with a representative from **RAGBRAI**, and they have been contacted by local residents to change the route leaving Storm Lake, so they don't go past the sewage treatment plant. Residents are requesting to leave Storm Lake on C49 and then M53. Ites informed the Board that if the route is changed, it will cost \$25,000-\$30,000 to do the slurry work on C49. Merten commented that he would like to see the route left the way it was originally planned, going past the sewage treatment plant. Ites asked the Chairman to contact the Storm Lake Mayor to see what their thought is about the route.

Engineer Jon Ites discussed the **Dakota Access Pipeline** and reviewed several questions that need to be addressed. The Engineer's Association did ask the IDOT for a common permit, common maintenance agreements, and common agreements on driveways. The Engineer's Association has met, and are still waiting for information from the Iowa Utilities Board, as to what is reimbursable, when it will be reimbursed, they need to see the plans, and they need information regarding county inspectors.

Engineer Ites informed the Board that his **final date of employment** will be June 12, 2015, and was reminding the Board they need to start finding his replacement.

The time arrived for the discussion on salaries. The Chairman asked the Auditor what the fund balances looked like after changes had been made to the FY'16 proposed budget. The Auditor informed the Board that there are some additional items that have not been addressed in the next fiscal year budget, such as the amount approved for I & S Group to prepare a GIS drainage layer of \$15,000, and whether to include an amount for legal fees for the Des Moines Water Works lawsuit. Engineer Ites mentioned that something should be included for a county inspector for the Dakota Pipeline project. The Compensation Board had recommended a 4% increase in wages for the Attorney, Auditor, Recorder, Supervisor, and Treasurer, and reaffirmed the longevity schedule for all elected officials, and also recommended an additional \$1,000 for the Board Chairman. Merten commented that there are bigger issues coming in the next two years. If changes were made to the health insurance, that would help the Supplemental Fund. Huseman commented that he still likes going with the 3% increases that were budgeted for. Motion by Merten, second by Huseman, to cut the Compensation Board recommendations by 25%, setting the FY'16 salary increase for Attorney, Sheriff, Auditor, Recorder, Treasurer, and Supervisors at 3%, with an additional \$1,000 for the Board Chair. Carried.

Motion by Huseman, second by Merten, to approve a 3% wage increase for FY'16, for the non-elected officials and their employees, with a 3.5% increase for the two employees under the Bldg/Grounds Supt. Carried

Motion by Merten, second by Huseman, to set a 3% wage increase for FY'16, for the Secondary Road employees, based on an Operator 3. Carried.

The Board took up discussion on the health insurance rates that begin August 1. Budgets have been figured with a 20% increase in health insurance rates. Third Party Administrator Group Services, gave the Board some options that would reduce the health increase to 10.6%. Motion by Merten, second by Huseman, to increase the deductible purchased from Wellmark from \$4,000 to \$5,000, increase the office visit co-pay to \$35 from the current \$25, and increasing the RX co-pays from \$10/\$25/\$50 to \$12/\$35/\$60, effective August 1, 2015. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the proposal with I & S Group, to generate a GIS Drainage Layer, in the amount not to exceed \$15,000 without prior approval. Carried.

There will not be a 28E Agreement for the Counties of Sac, Calhoun, and Buena Vista, in matters concerning the pending lawsuit with the Des Moines Water Works.

Motion by Huseman, second by Merten, to approve today's claims approval list. Carried.

Motion by Merten, second by Huseman, to approve the minutes of 2/3, as printed, and the following reports: February Safety minutes, February Department Head minutes, January BV County Solid Waste Commission minutes, January Sheriff's Report of Fees Collected, September 30, 2014 Audit Report for Mid-Sioux Opportunity, Inc. Carried.

Motion by Merten, second by Huseman, to set the FY'16 Budget Hearing for Tuesday, March 10, 2015, at 9:00 a.m. Carried.

Supervisors Meeting Reports: Merten and Arends attended last week's Corn Growers Association meeting, which included the Iowa Farm Bureau and Soy Beans Association. They also met with representatives from the Des Moines Water Works; Arends attended the RC & D meeting; Merten attended the Pipeline Group meeting last week; Merten will also attend the Discovery Meeting this week; Arends and Huseman will be attending the Statewide Supervisors meeting on Thursday.

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 11:02 a.m. until Tuesday, February 17 at 8:30 a.m. for a special session.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TENTH MEETING, 2015 SESSION (10)
FEBRUARY 17, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 17, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to **amend today's agenda** to include additional action items: to appoint Supervisors to the RAGBRAI Committee and Storm Lake Airport Master Plan Advisory Committee, and to authorize the Chairman to sign a Certificate of Appreciation for Barb Henrich. Carried.

Motion by Merten, second by Huseman, to approve the seven overhead and underground **utility permits** for Iowa Lakes Electric Coop, Estherville, IA, for locations in Barnes, Coon, and Fairfield Townships, to replace existing overhead and add some additional service drops, and to authorize the Chair to sign. Carried.

Engineer Jon Ites informed the Board that the Engineer's Service Bureau is looking for a representative from District 3 to serve on their advisory committee. If anyone is interested, Ites would submit a name to the Bureau. Motion by Ringgenberg, second by Altena, to submit Arends name to the director's pool, for the **Engineer's Service Bureau Advisory Board**. Carried.

Engineer Ites asked the Board if anyone had talked with the City of Storm Lake about the **RAGBRAI route**, as they leave Storm Lake. Arends stated that he talked with Mayor Kruse, and told them that the County would prefer to leave the route as originally planned.

Motion by Huseman, second by Merten, to appoint Ringgenberg to the **Storm Lake Airport Master Plan Advisory Committee**, for future planning of the airport. Carried.

Motion by Merten, second by Altena, to appoint Ringgenberg and Huseman to the **RAGBRAI Planning Advisory Committee**. Carried.

Motion by Ringgenberg, second by Altena, to appoint Merten as the Board representative on the **BV County Coop/COG Planning Committee** (Continuity of Operations). Carried.

Motion by Merten, second by Ringgenberg, to appoint Arends and Huseman as the **Board representatives** to meet with the Sac and Calhoun County Supervisor representatives this afternoon, regarding the Des Moines Waterworks intent to sue. Carried.

The Chair opened the public hearing for a **Master Matrix** for Axdahl Pullets, in Section 4 of Barnes Township, with Env Health/Zoning Director Kim Johnson, Gary Axdahl, Chris Axdahl, Engineers Zac Andersen and Nick Buse from I & S Group, Mindy Axdahl, and 2 media present. Johnson reviewed the Master Matrix, explaining the points. There are 440 points needed to pass, and Axdahl Pullets received 440 points, and is above the minimum requirements for air, water, and community. Gary Axdahl commented that they would like to start building 2 buildings immediately and build the other 2 buildings over the next 4 years, once approved. Two letters were received in opposition, one from Tom Blomberg, and one from Ronald Sundberg, and will be forwarded on to the DNR. Merten commented that this is a service to the County, even though the ultimate decision is up to the DNR. Motion by Merten, second by Ringgenberg, to close the public hearing. Carried. Motion by Huseman, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-02-17-A**, the Master Matrix for Axdahl Pullets, in Section 4, Barnes Township. Carried.

RESOLUTION 2015-02-17-A

Recommending approval of the Axdahl Pullets (Chris Axdahl) 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 construction of four chicken pullet buildings with manure storage has been submitted by Chris Axdahl on January 20, 2015; 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 January 24th, 2015 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on February 17th, 2015, for the purpose of receiving public comment; with responses provided: two letters of opposition received concerned about quality of life, value of homes, flies, odor, distance from adjoining property owners.

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 Chris Axdahl Construction Application.

PASSED, APPROVED AND ADOPTED this 17th day of February, 2015.

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

Motion by Merten, second by Altena, to approve the minutes of 2/10, as printed, and the following reports: January Clerk of Court Report of Fees Collected, February 9 Zoning Commission minutes, January NWIPDC Planning Council minutes. Carried.

The Chairman opened the public hearing on the 1st reading of **Ordinance 6.2A-23**, the rezoning request of Ag Partners, from Agricultural (A-1) to Commercial (C-1), in Section 14 of Nokomis Township, with Env Health/Zoning Director Kim Johnson, Attorney Phil Redenbaugh-representing Ag Partners, Jared Bruggman and Brian Nepple-Ag Partners, Dennis Launderville, Mike Pedersen, Pat Stokes, Dave Mortensen, and 1 media present. Ag Partners would like to move the anhydrous tanks from their present location to the country. Env Health/Zoning Director Kim Johnson informed the Board that the Zoning Board had met on February 9, and recommended approval of Ag Partners request. Stokes commented that she realizes that the tank needs to be moved from town, and the train tracks, but hopes that all safety measures, the scale, water supply, lighting, and fencing, be in place before the tanks are moved. Mortensen asked where the water lines would be put in, since the ditches are full. Stokes commented that she and Mortensen have their own private water lines. Redenbaugh, urged the Board to take action and approve the rezoning request. Redenbaugh commented that it is not an economic benefit for Ag Partners to move the tank, but a safety measure to move it from the high traffic area, Hwy 7, and the railroad tracks. It is safer in the country, and will be fenced with a 6' fence and the state of the art safety features. Pedersen lives across the road, and asked for compensation since the value of his property will go down. Redenbaugh stated that the property north is already commercial and the wind towers are commercial, and doesn't believe that the value will go down. Water would be brought in, which would increase the benefit. Pedersen is not looking at rural water, has his own well, and asked if it would affect what could be placed on his land. Johnson commented that confinements that may be built, already have setbacks from existing commercial property. Launderville commented that he already rents part of his property to Ag partners for storing their pig tanks. Merten commented that you can't determine when and if something is going to happen, and stated that if Ag Partners wants to move this to the country, and make it safer, he is in favor of the move. Ringgenberg commented that this is the first of three readings, so there is time to do more research. Arends commented that the important thing is safety. Ag Partners commented that they currently have a Community Center, a chiropractor office, and greenhouse close by now. Motion by Ringgenberg, second by Altena, to close the public hearing. Carried. Motion by Merten, second by Huseman, to approve the 1st Reading of Ordinance 6.1A-23, the rezoning request of Ag Partners, and to set the 2nd reading for Tuesday, March 3, at 9:00 a.m. Carried.

A call was placed to Group Services Representative Tom Schuetz, after receiving information regarding the final **Wellmark rates** that have been received. The previous rates

discussed were estimates from Wellmark. Now, the Wellmark final rates have come in, and the increase is another 2.3% over the estimated figures. The Department Heads had recalculated their employee health insurance, and the Auditor added an additional 1% to the figures in anticipation of increased rates. The consensus of the Board was to have the Auditor change the insurance figures in the FY'16 departmental budgets, increase the levy for the General Supplemental Fund, and they will review it again tomorrow.

Arends left the meeting at 11:44 a.m.

Motion by Huseman, second by Ringgenberg, to recess today's meeting at 11:50 a.m. until Wednesday, February 18, at 8:00 a.m. Carried.

Chairman Arends reconvened the meeting on Wednesday, February 18, at 8:00 a.m. with the following other members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Auditor Susan Lloyd reviewed the FY'16 budget and the ending fund balances, after changing the health insurance figures and increasing the levy for General Supplemental. Motion by Merten, second by Altena, to accept the proposed **FY'16 County budget** as presented, and to authorize the Auditor to publish notice of the budget hearing in the official newspapers. Carried.

Motion by Altena, second by Ringgenberg, to authorize the Chair to sign a **Certificate of Appreciation** for Barb Henrich, in recognition of her 17 years of service to Buena Vista County. Carried.

Motion by Merten, second by Arends, to adjourn the meeting at 8:37 a.m. until Tuesday, February 24, at 8:30 a.m. for a regular session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
ELEVENTH MEETING, 2015 SESSION (11)
FEBRUARY 24, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 24, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Secondary Road Report: Engineer Jon Ites informed the Board that he will be attending the Land Surveyors Conference next Thursday and Friday; Ites presented plans that the City of Storm Lake has for improving Hwy 7 and Expansion Blvd, for DD #44, DD #13, and DD #13 Sub 1; Ites also presented a list of legislators to contact regarding the Road Use Tax Bill that may be up for debate today.

Engineer Brian Blomme, ISG, along with Engineer's Derek Johnson and Evan Del Val from the ISG Des Moines office presented information regarding services they can offer, regarding the **Dakota Access Pipeline project inspections**. The engineers have met with 16 of the 18 county boards of supervisors and engineers, and so far, four counties have signed a letter of intent to have ISG perform the inspections. They hope that the BV County Board will consider their company for the inspection services for the Dakota Access Pipeline project. The inspection services are 100% pass through, from the Dakota Access Pipeline to the County, and then the County will pay ISG. Blomme stated that he and Eric Yunginger will be the guys on the ground working with the landowners, just like they do as District Watchmen for drainage.

Case Management Administrator Alicia Gatzemeyer presented some information regarding the **Case Management Program**, and the possibility of combining with Cherokee County. The HCBS/ID Waiver waiting list continues, there have been no recent consumer movements, and they continue to serve 56 consumers. The Managed Care RFP is out for Community Based Case Management to begin 1/1/2016 with a six month transition period. Gatzemeyer stated that the State has sent RFP's out, and will have vendors bidding on a Statewide Case Management program. Gatzemeyer stated that Cherokee County will likely end their Case Management program by the end of June, 2015, if they do not combine with BV County.

Case Management Administrator Alicia Gatzemeyer brought up the issue of the **CCMS** contract. Gatzemeyer stated that if we cancel the contract by March 15, the penalty cost for BV County would be \$917.00. The current cost of CCMS is \$5.50/client/month, roughly \$4,000. Cherokee County is also a member of CCMS. If the two counties did combine, then one of the CCMS fees would go away. Gatzemeyer will continue to work with Cherokee County and see whether it will work to combine the two counties for Case Management services.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of 2/17, as printed, today's **claims approval list**, and the following **reports**: Storm Lake United January minutes and February agenda, January Central IA Juvenile Detention Center minutes & February agenda. Carried.

The time arrived for the bid letting on **Project #L-B-1306--73-11**, for a bridge project in Section 31 of Scott Township. There were three bids received: Graves Construction Co., Inc., Spencer, IA (\$262,247.50), Nelson & Rock Contracting, Inc., Onawa, IA (\$185,968.47), and Christensen Brothers, Inc., Cherokee, IA (\$241,982.50). The Engineer's estimate for the project is \$190,212.50. Motion by Merten, second by Huseman, to award the contract on **Project #L-B-**

1306--73-11 to Nelson & Rock Contracting, Inc., Onawa, IA, in the amount of \$185,968.47, contingent on verifying the extensions. Carried.

Motion by Merten, second by Ringgenberg, to continue funding **Vision Care Direct** for FY'16, with the County paying \$11.48 per month, towards the plan of the employee's choosing. Carried.

Motion by Huseman, second by Ringgenberg, to authorize the Chair to sign the **Wellmark** renewal agreements for FY'16. Carried.

County Attorney Dave Patton and Drainage Attorney Gary Armstrong were present for the discussion of hiring outside legal counsel to represent Buena Vista, Calhoun, and Sac Counties in the Des Moines Water Works potential lawsuit. Motion by Merten, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Huseman, second by Altena to come out of **closed session**. Carried.

Motion by Arends, second by Ringgenberg, to hire **Belin-McCormick**, Des Moines, IA, as the law firm to represent Buena Vista, Calhoun, and Sac Counties, in the Des Moines Water Works lawsuit. Carried.

Motion by Altena, second by Huseman, to authorize the Chair to sign a letter to **CCMS**, requesting to be released from our contract. Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: none. Abstentions: Merten. Carried.

Chairman Arends informed the Board that he had met with a couple members of Secondary Roads. The request from Secondary Roads employees was increasing the longevity schedule, adding 2 additional steps for 35 years and 40 years. Currently, there are 6 Secondary Road employees over 30 years. Arends would recommend putting in the 2 additional steps to the current **longevity schedule**, for all employees. This request will be placed on the March 10 agenda.

Motion by Huseman, second by Altena, to adjourn the meeting at 11:39 a.m. until Tuesday, March 3, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWELFTH MEETING, 2015 SESSION (12)
MARCH 3, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 3, 2015 at 8:30 A.M. in the Boardroom with Chairman Altena presiding, and the following members present: Huseman, Merten, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Secondary Road Report: Engineer Jon Ites informed the Board he had heard from the RAGBRAI officials that they are intending to stay with their original route through Buena Vista County.

Engineer Jon Ites presented a map of the County showing the 5 year program for construction and repairs. Ites stated that the 5 year program is heavily concentrated in the resurfacing of roads. Ites also presented his FY 2016 Budget. Motion by Ringgenberg, second by Huseman to accept the **FY16 Budget and the 5 year program**. Carried.

Engineer Jon Ites presented a map showing 5 of the 7 **culverts** scheduled to be completed this year. Two of the culverts will be done by the county's crews.

Engineer Jon Ites informed the Board, that after reviewing the bid last week for **Project #L-B-1306--73-11**, for a bridge project in Section 31 of Scott Township, it was discovered there was a mathematical error in the extensions. This error did not change the outcome of awarding the bid. All parties have been notified.

The letter of intent from ISG for construction inspection services related to the **Dakota Access Pipeline** project was discussed. Merten had some concerns that if they are representing several counties, will they be spread too thin. The positive side is that ISG is familiar with Buena Vista County. Motion by Merten, second by Ringgenberg to authorize the Chair, Engineer and Deputy Auditor, to sign the letter of intent with ISG, for inspection services of the Dakota Access Pipeline in Buena Vista County. Carried.

The Chairman opened the public hearing on the 2nd reading of **Ordinance 6.2A-23**, the rezoning request of Ag Partners, from Agricultural (A-1) to Commercial (C-1), in Section 14 of Nokomis Township, with Env Health/Zoning Director Kim Johnson, Jared Bruggman and Brian Nepple-Ag Partners, Dennis Launderville, Mike Pedersen, Dave Mortensen, Engineer Ites and 2 media present. Ag Partners would like to move the anhydrous tanks from their present location to the country. Mortensen asked about the water supply to the location. Nepple stated that the City of Alta is not interested in supplying water to the location. The City is willing to sign off, to allow rural water to be supplied to the location. The rural water has been given an estimate of what would be needed and would most likely come in from the east. Pedersen asked about setbacks if he were to increase his cattle feeding operation. There are different requirements for operations under 1,000 head operations. Johnson will meet with him after the meeting to go over the requirements for a master matrix. Motion by Ringgenberg, second by Merten to close the

public hearing. Carried. Motion by Merten, second by Ringgenberg to approve the 2nd reading of **Ordinance 6.2A-23**, and to set March 17th at 9:00 a.m. for the 3rd reading of the ordinance. Carried.

Hear the Public: Case Management Administrator Alicia Gatzemeyer came to discuss some future planning for the case management department.

Motion by Ringgenberg, second by Merten to approve the **minutes** of 2/24, today's **claims approval list**, and the following **report**: December DCAT Governance Board minutes. Carried.

Motion by Merten, second by Ringgenberg to authorize the Chair to sign the insurance application for the **Ocean Marine Protection & Indemnity**. Carried

Motion by Merten, second by Huseman to authorize the Chair to sign the insurance application for the **Hull Insurance**. Carried.

Supervisor Reports: Merten, Huseman, and either Ringgenberg or Altena will be going to Sac City tomorrow for the special meeting with Sac County and Calhoun County, regarding the Des Moines Water Works potential lawsuit. This week, Merten attended the Rolling Hills Board meeting and the Continuity of Government meeting. Merten has had a discussion with Sheriff Elston and Bldg/Grounds Supt. Hammen about installation of a video camera in the Boardroom, for security purposes. This will be video only and no audio. This week there will be Safety meeting on Wednesday at 8:15 and Department Head meeting on Thursday at 8:30.

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 10:45 a.m. until Wednesday, March 4, at 1:50 p.m. to meet with Calhoun and Sac Counties, at the Sac County Law Enforcement Meeting Room. Carried.

Leigh Madsen, Deputy Auditor

Don Altena, Vice -Chairperson

**BOARD OF SUPERVISORS MEETING
TWELFTH MEETING, 2015 SESSION (12)
MARCH 3, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 3, 2015 at 8:30 A.M. in the Boardroom with Chairman Altena presiding, and the following members present: Huseman, Merten, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Secondary Road Report: Engineer Jon Ites informed the Board he had heard from the RAGBRAI officials that they are intending to stay with their original route through Buena Vista County.

Engineer Jon Ites presented a map of the County showing the 5 year program for construction and repairs. Ites stated that the 5 year program is heavily concentrated in the resurfacing of roads. Ites also presented his FY 2016 Budget. Motion by Ringgenberg, second by Huseman to accept the **FY16 Budget and the 5 year program**. Carried.

Engineer Jon Ites presented a map showing 5 of the 7 **culverts** scheduled to be completed this year. Two of the culverts will be done by the county's crews.

Engineer Jon Ites informed the Board, that after reviewing the bid last week for **Project #L-B-1306--73-11**, for a bridge project in Section 31 of Scott Township, it was discovered there was a mathematical error in the extensions. This error did not change the outcome of awarding the bid. All parties have been notified.

The letter of intent from ISG for construction inspection services related to the **Dakota Access Pipeline** project was discussed. Merten had some concerns that if they are representing several counties, will they be spread too thin. The positive side is that ISG is familiar with Buena Vista County. Motion by Merten, second by Ringgenberg to authorize the Chair, Engineer and Deputy Auditor, to sign the letter of intent with ISG, for inspection services of the Dakota Access Pipeline in Buena Vista County. Carried.

The Chairman opened the public hearing on the 2nd reading of **Ordinance 6.2A-23**, the rezoning request of Ag Partners, from Agricultural (A-1) to Commercial (C-1), in Section 14 of Nokomis Township, with Env Health/Zoning Director Kim Johnson, Jared Bruggman and Brian Nepple-Ag Partners, Dennis Launderville, Mike Pedersen, Dave Mortensen, Engineer Ites and 2 media present. Ag Partners would like to move the anhydrous tanks from their present location to the country. Mortensen asked about the water supply to the location. Nepple stated that the City of Alta is not interested in supplying water to the location. The City is willing to sign off, to allow rural water to be supplied to the location. The rural water has been given an estimate of what would be needed and would most likely come in from the east. Pedersen asked about setbacks if he were to increase his cattle feeding operation. There are different requirements for operations under 1,000 head operations. Johnson will meet with him after the meeting to go over the requirements for a master matrix. Motion by Ringgenberg, second by Merten to close the public hearing. Carried. Motion by Merten, second by Ringgenberg to approve the 2nd reading of **Ordinance 6.2A-23**, and to set March 17th at 9:00 a.m. for the 3rd reading of the ordinance. Carried.

Hear the Public: Case Management Administrator Alicia Gatzemeyer came to discuss some future planning for the case management department.

Motion by Ringgenberg, second by Merten to approve the **minutes** of 2/24, today's **claims approval list**, and the following **report**: December DCAT Governance Board minutes. Carried.

Motion by Merten, second by Ringgenberg to authorize the Chair to sign the insurance application for the **Ocean Marine Protection & Indemnity**. Carried

Motion by Merten, second by Huseman to authorize the Chair to sign the insurance application for the **Hull Insurance**. Carried.

Supervisor Reports: Merten, Huseman, and either Ringgenberg or Altena will be going to Sac City tomorrow for the special meeting with Sac County and Calhoun County, regarding the Des Moines Water Works potential lawsuit. This week, Merten attended the Rolling Hills Board meeting and the Continuity of Government meeting. Merten has had a discussion with Sheriff Elston and Bldg/Grounds Supt. Hammen about installation of a video camera in the Boardroom, for security purposes. This will be video only and no audio. This week there will be Safety meeting on Wednesday at 8:15 and Department Head meeting on Thursday at 8:30.

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 10:45 a.m. until Wednesday, March 4, at 1:50 p.m. to meet with Calhoun and Sac Counties, at the Sac County Law Enforcement Meeting Room. Carried.

Leigh Madsen, Deputy Auditor

Don Altena, Vice -Chairperson

**BOARD OF SUPERVISORS MEETING
FOURTEENTH MEETING, 2015 SESSION (14)
MARCH 10, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 10, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Engineer Jon Ites requested to purchase a medium duty tractor to which a side mower will be attached. Ites took quotes from Case, New Holland, and John Deere. The low bid was from Case for a Case Maxim 125, for \$64,000 plus trade. Motion by Ringgenberg, second by Altena, to purchase a medium duty **tractor**, from Case (Vetter Equipment) for \$64,000 plus trade. Carried.

Engineer Jon Ites recommended two employees for **promotions** from Equipment Operator 1 to Equipment Operator 2, and those individuals are Dana Vennink and Matt Fassler. Motion by Merten, second by Huseman, to approve promoting Dana Vennink and Matt Fassler from Equipment Operator 1 to Equipment Operator 2, effective May 2, 2015. Carried.

Motion by Altena, second by Ringgenberg, to approve the **underground utility permit** for Windstream Iowa Communications, Inc., Little Rock, AR, for a fiber optic cable along 480th St., from Rembrandt to Hwy 71 and from 140th Ave. 1002' east to service Rembrandt Enterprises at 1419 480th St. Carried.

Motion by Merten, second by Huseman, to approve the underground utility permit for Windstream, Emmetsburg, IA, for a fiber optic cable, coming out of Linn Grove, on M36 to Weaver St., then to Bluff St, to N. River Road to a cell tower. Carried.

Motion by Huseman, second by Altena, to post the job application for the County Engineer position, to submit applications by March 31 to the County Auditor. Carried.

The Chairman opened the Public Hearing on the FY'16 Budget Hearing, with 6 department heads, 3 media, and 4 public present. Auditor Lloyd reviewed the proposed tax levies, the ending fund balance percentages, and the various funding of outside agencies. Arends opened it up for questions. There were comments from Tim Humes whether the Board would approve increasing the expenditures for Conservation for a zip line and also for a public swimming pool. Merten commented that those suggestions need to be addressed with the Conservation Board. Arends commented that the FY'16 couldn't be increased now at the public hearing. Motion by Ringgenberg, second by Altena, to close the public hearing. Carried. Motion by Altena, second by Huseman, to approve and authorize the Chair to sign the FY'16 budget, as published. Altena commented that Department Heads do a great job of watching their expenditures for the first quarter of the fiscal year, so we can have a lower carry over balance. Carried.

Storm Lake Mayor Jon Kruse asked for a letter of support from the Board regarding funding the Natural Resources and Outdoor Recreation Trust Fund. In 2010, Iowans overwhelmingly voted to create the Natural Resources and Outdoor Recreation Trust Fund. Now, in 2015, it is crucial to take the next step of directing revenue to the Trust Fund to ensure that this permanent, constitutionally protected funding source is available to conserve Iowa's water, soil, habitat, parks, and trails for generations to come. Because Iowa is not a referendum State, the next step is for the State Legislature to pass legislation to fund this Trust, as it is sitting with zero funds. If the State were to pass a sales tax increase, 3/8 of a cent will go to funding this Trust Fund. Motion by Merten, second by Ringgenberg, to approve Resolution #2015-03-10-A Support Funding the Natural Resources and Outdoor Recreation Trust Fund, and to authorize the Chair to sign. Carried.

Resolution #2015-03-10-A

Funding the Natural Resources and Outdoor Recreation Trust Fund

Whereas, Iowa's natural resources are essential and critical for economic, social and recreational quality of life, and

Whereas, conservation of soil, water, wildlife, habitat, parks and trails is essential to ensure long term benefits for all Iowan's, and

Whereas, healthy soil, water and fish and wildlife habitat, parks and trails contributes billions of dollars to Iowa's rural, suburban and urban economies, and

Whereas, these benefits ensure sustainable jobs and ensure an attractive job market for those seeking gainful employment, and

Whereas, Iowa's quality of life is greatly enhanced through beautiful parks, abundant fish and wildlife for hunting and fishing, clean lakes for swimming and boating, and connected trails for biking, hiking and recreating, and

Whereas, voters in 2010 passed the Constitutional Amendment that created the Natural Resources and Outdoor Recreation Trust Fund, and polling in 2014 continues to show a high level of support (>66%) for Funding the Trust,

Therefore, be it resolved, that the Buena Vista County Board of Supervisors, supports funding the Natural Resources and Outdoor Recreation Trust Fund, and therefore encourages the Iowa Legislature to develop and pass legislation that Funds the Trust Fund in 2015,

And be it further resolved that the Governor of the Great State of Iowa sign this legislation into law, creating a permanent source of funding that ensures Iowa's natural resources are conserved for economic, social and recreational benefits for all Iowans.

Signed this 10th day of March, 2015.

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

Supervisor Meeting Reports: Arends updated the Board regarding the NW IA YES Center meeting. The YES Center voted to reduce bills for juveniles that have been there for over 30 days.

The Chair opened the **Public Hearing**, at 10:00 a.m., a continuation of the Public Hearing of February 3, on the **DD #106 Pre-Construction Reclassification**, with Engineer Brian Blomme, I & S Group, and 13 public present. Blomme apologized to the audience that he had not completed the pre-construction reclassification information, and was intending to ask the Board to continue this public hearing to August 4th, when the information would be ready to present. Blomme wants to have good numbers to present to the landowners. The plan is for a fall bid time frame. A question was asked as to how long the cleanout would take, and Blomme commented that the cleanout of DD #106 will take 1 ½ - 2 months. Motion by Merten, second by Huseman, to continue the DD #106 Public Hearing on the Pre-Construction Reclassification to Tuesday, August 4, at 10:00 a.m. in the Public Meeting Room of the Courthouse. Carried. Blomme continued the meeting by explaining the factors used in the classification process.

Motion by Merten, second by Ringgenberg, to authorize the Chair to sign the **Letter of Engagement** with Belin McCormick Law Firm, regarding the Des Moines Water Works potential suit. Carried.

Motion by Merten, second by Altena, to approve the **minutes** of 3/3 and 3/4, as printed, today's **claims approval list**, and the following **reports**: January Upper Des Moines Opportunity, Inc. minutes, September Audited Financial Statements for Upper Des Moines Opportunity, Inc., March Department Head minutes, March Safety Committee minutes, February Sheriff's Report of Fees Collected, January BV County Trails Advisory Committee minutes. Carried.

The Chairman reported on the meeting he had attended with representatives of the Secondary Road Department. The employee requests were for an increase to the longevity steps, adding an additional step for 35 years and 40 years. Motion by Huseman, second by

Altena, to add two additional steps to the County's longevity policy for 35 yr-\$80/month and 40 yr-\$90/month, effective July 1, 2015. Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: Merten. Carried.

There was no action taken on the Class C Beer Permit application, including outdoor service and Sunday sales, for Wheel Camping and Marine, Inc., DBA Storm Lake Marina, as it is still pending dram shop.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 11:55 a.m. until Tuesday, March 17, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTEENTH MEETING, 2015 SESSION (15)
MARCH 17, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 17, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Dustin Robinson met with the Board to discuss his Eagle Scout project. Robinson is a freshman at the Storm Lake High School, and would like to place a refinished 60 year old mailbox as a collection container for used American flags. Robinson intends to pay for this through his own fund raising efforts, and there would be no cost to the County. Bldg/Grounds Supt. Steve Hammen commented that he was in favor of the project, but requested that the box be placed on the west side of the Courthouse, near the bottom of the steps of the West Entrance. Motion by Merten, second by Ringgenberg, to allow Dustin Robinson to continue with his Eagle Scout project, of placing a flag collection box near the west entrance of the Courthouse. Carried.

Engineer Jon Ites presented the bridge construction contract for Project #L-B-1306--73-11, that was previously let. Motion by Merten, second by Altena, to approve and authorize the Chair to sign the bridge construction contract for Project #L-B-1306--73-11, with Nelson & Rock Contracting, Inc., Onawa, IA, in the amount of \$185,968.47. Carried.

Secondary Road Report: Engineer Jon Ites received confirmation from IDOT that his budget has been approved;

Motion by Huseman, second by Ringgenberg, to approve the **Bridge Inspection Contract** for 2016 and 2017 with Calhoun-Burns & Associates, Inc., West Des Moines, IA, for 133 structures in the first year for \$16,690 and 19 structures in the second year for \$2,840. Carried.

Supervisor Meeting Reports: Ringgenberg attended the Storm Lake Airport Long Range Planning Advisory Committee meeting; Huseman attended the 3rd Judicial District meeting; Altena attended the BV County Solid Waste meeting and also the Trails Advisory Committee meeting; Merten attended the MH Region Governance Board meeting.

The Chairman opened the public hearing on the 3rd reading of **Ordinance 6.2A-23**, the rezoning request of Ag Partners, from Agricultural (A-1) to Commercial (C-1), in Section 14 of Nokomis Township, with Env Health/Zoning Director Kim Johnson, Jared Bruggman and Brian Nepple-Ag Partners, Dave Mortensen, Pat Stokes, Sheriff Elston and 1 media present. Ag Partners would like to move the anhydrous tanks from their present location to the country. Johnson stated that she had contacted Mike Pedersen, after the last meeting, since he had questions about how this would affect a master matrix. Johnson stated that this would not affect a master matrix. Motion by Ringgenberg, second by Altena to close the Public Hearing. Motion by Huseman, second by Merten, to approve the 3rd reading of **Ordinance 6.2A-23**, the rezoning request of Ag Partners, from Agricultural (A-1) to Commercial (C-1) in Section 14 of Nokomis Township. Carried.

Ordinance 6.1A-23 BUENA VISTA COUNTY ORDINANCE

Title: AMENDMENT TO ZONING DISTRICTS MAP

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

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

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

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 14, TOWNSHIP 91 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 14; Thence North 00° 42' 15" West, along the West line of said Southwest Quarter (SW ¼), 385.88 feet to the South line of Lot C which appears of record as Document number 072960 in the office of the Buena Vista County Recorder; Thence North 89° 17' 45" East, along said South line, 752.00 feet to

the East line of said Lot C; Thence South 00° 42' 15" East, along the southern extension of said East line, 393.09 feet to the South line of the Southwest Quarter (SW ¼); Thence South 89° 50' 40" West, along said South line, 752.03 feet to the Point of Beginning.

Hereafter known as Lot D in Section 14, Township 91 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.
is changed from "A-1" Agricultural to C-1 Commercial District

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

Adopted by the Board of Supervisors on this 17th day of March, 2015.

/s/ Dale Arends, Board of Supervisors.....Attest: Sue Lloyd,
Auditor

(First reading February 17, 2015, Second reading March 3, 2015, Third reading March 17, 2015)

Env Health/Zoning Director informed the Board that Iowa Lakes Electric Cooperative is intending to purchase a piece of property from Jim Hultgren, in Section 20 of Nokomis Township, in an A-1 District, that is too small. Johnson stated that this will come before the **Board of Adjustment**, as Iowa Lakes will need two variances and a special use permit.

Env Health/Zoning Director Kim Johnson received a request for a minor S/D for Loren K. Gnewuch Revocable Trust and Susan K. Gnewuch Revocable Trust, in Section 26 of Fairfield Township. Motion by Merten, second by Altena, to approve **Resolution #2015-03-17-A** Minor S/D for Loren K. Gnewuch Revocable Trust and Susan K. Gnewuch Revocable Trust, in Section 26 of Fairfield Township. Carried.

RESOLUTION 2015-03-17-A

WHEREAS the Loren K. Gnewuch Revocable Trust and the Susan K. Gnewuch Revocable Trust have presented preliminary and final plat (of survey) on the following described property:

DESCRIPTION: LOT ONE OF LOT C

A PART OF LOT C LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) corner of the Northeast Quarter (NE ¼) of said Section 26; Thence on a previously recorded bearing of South 00°00'00" East, along the East line of said Northeast Quarter (NE ¼), 54.00 feet; Thence South 89°43'58" West, 453.00 feet; Thence South 41°00'53" West, 245.73 feet; Thence South 89°43'58" West, 258.00 feet; Thence North 00°16'02" West, 238.66 feet to the North line of said Northeast Quarter (NE ¼); Thence North 89°43'58" East, along said North line, 873.38 feet to the Point of Beginning.

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

WHEREAS, the final plat meet 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 ONE OF LOT C

A PART OF LOT C LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) corner of the Northeast Quarter (NE ¼) of said Section 26; Thence on a previously recorded bearing of South 00°00'00" East, along the East line of said Northeast Quarter (NE ¼), 54.00 feet; Thence South 89°43'58" West, 453.00 feet; Thence South 41°00'53" West, 245.73 feet; Thence South 89°43'58" West, 258.00 feet; Thence North 00°16'02" West, 238.66 feet to the North line of said Northeast Quarter (NE ¼); Thence North 89°43'58" East, along said North line, 873.38 feet to the Point of Beginning.

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

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

DESCRIPTION: LOT ONE OF LOT C

A PART OF LOT C LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) corner of the Northeast Quarter (NE ¼) of said Section 26; Thence on a previously recorded bearing of South 00°00'00" East, along the East line of said Northeast Quarter (NE ¼), 54.00 feet; Thence South 89°43'58" West, 453.00 feet; Thence South 41°00'53" West, 245.73 feet; Thence South 89°43'58" West, 258.00 feet; Thence North 00°16'02" West, 238.66 feet to the North line of said Northeast Quarter (NE ¼); Thence North 89°43'58" East, along said North line, 873.38 feet to the Point of Beginning.

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

PASSED, APPROVED AND ADOPTED this 17th day of March, 2015.

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

Env Health/Zoning Director Kim Johnson presented information regarding a master matrix for **180 Iowa Layer** in Section 23 of Lee Township. Their plan is to add an additional 101,000 birds, open range. Motion by Merten, second by Altena, to set a Public Hearing for a **master matrix** for 180 Iowa Layer in Section 23 of Lee Township, for April 14, at 9:00 a.m. Carried.

Payroll Deputy Leigh Madsen informed the Board that **Vision Care Direct** reduced their rates for the current plan from \$11.48 to \$10.64 per month, beginning August 1, 2015. Motion by Huseman, second by Altena, to change the County contribution to the Vision Care Direct plan from \$11.48 to \$10.64 per month, effective August 1, 2015. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Wellmark Renewal** Group Binder Agreement, the Third Party EOB Agreement, and the Medicare Compliance Agreement, all effective August 1, 2015. Carried.

Motion by Altena, second by Ringgenberg, to approve the **Class C Liquor Permit application**, including outdoor service and Sunday sales, for Wheel Camping and Marine, Inc., DBA Storm Lake Marina. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **Actuarial Agreement** with Silverstone Group, Inc., for a fee not to exceed \$3,500, and to authorize the Chair to sign. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **BVCCF grant application** for \$2,000, for the Sheriff's Office, to use towards the purchase of a small trailer that the entry team can use to store and transport their supplies. Carried.

Motion by Merten, second by Huseman, to approve the following **chemical brush control** quotes from B & W Control Specialists for 2015 spraying in Sac and Joint Drainage Districts: **Jt. DD #16-30-92 OD** (\$3,500), **Jt. DD #16-30-92 MOD** (\$4,000), **Jt. DD #19-26 MOD** (\$3,500), and to authorize the Chair to sign. Carried.

Motion by Merten, second by Ringgenberg, to approve the following **chemical brush control** quotes from B & W Control Specialists for 2015 spraying in Buena Vista and Joint Drainage Districts: **Jt. DD #1 MOD** (\$3,500), **Jt. DD #1 Lat 1 OD** (\$2,500), **Jt. DD #1 Lat 2 OD** (\$2,500), **DD #20** (\$4,500), **DD #34 Lat 1 OD** (\$2,000), **DD #34 Lat 2 OD** (\$9,500), **DD #34 Lat 3 OD** (\$2,500), **DD #49 MOD** (\$2,000), **Jt. DD #183** (\$2,000), **DD #99** (\$500), **DD #74** (\$500), **DD #69** (\$500), **DD #107** (\$500), **DD #203** (\$500), and to authorize the Chair to sign. Carried.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 3/10, as printed, and the following **reports**: BV Co. Solid Waste Commission 2/12 and 2/26 meetings & Hunzelman's Accountant's Compilation Report, Emergency Management Commission 1/5 & 2/11 meetings, and Clerk of Court February Report. Carried.

Motion by Ringgenberg, second by Merten, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of **closed session** at 10:55 a.m. Carried.

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

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
SIXTEENTH MEETING, 2015 SESSION (16)
MARCH 24, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 24, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Secondary Road Report: The Engineer's Service Bureau released a FY'16 funding forecast for Counties, due to the increased gas tax (SF257). Buena Vista County is estimated to receive an additional \$517,054 locally, in to the Secondary Road Fund, \$162,187 for the Farm-to-Market Road Fund, and an increase of \$2,832 for transfer of jurisdiction funds (from cities), for a total increase to the County of \$682,073; Engineer ltes received a proof copy of the BV County Trails sign that has been approved by IDOT; Engineer ltes informed the Board about Railroad Pit in Barnes Township, which is currently owned 2/3 by Hallett Materials, the other 1/3 by the County. Hallett Materials is getting ready to sell their share, and proposed to give part of the parcel to the County, with the County responsible for surveying the parcel and giving access to the adjoining landowner for the remaining parcel that Hallett will be selling.

John Murray, representing the Buena Vista Landowners Association, presented concerns and issues, at the County level only, regarding the **Dakota Access Pipeline Project**. The Association is asking that they be involved in the inspecting and the choice of selecting an inspecting firm, suggesting that the County authorize land restoration standards at the State level, and to consider County roads and emergency response, as the pipeline would pay for those items. They presented several pages of issues that are not addressed in the Pipeline's Ag Mitigation Plan that was given to the State, and encouraged the County to request that additional items be covered in the Plan.

Hear the Public: Wellness Committee members Kim Briley and Mary Weiland presented information regarding the Relay for Life, which is June 26th. The Committee will be holding fund raisers and selling beads, to help raise funds to contribute to the Relay for Life. Circle of Hope is the theme this year.

Storm Lake Mayor and BV County Trails Advisory Council Chairman Jon Kruse presented a grant application for the BV Trails Advisory Council. Kruse also commented that that the DOT has approved the trail signs, and they would hope that the signs could be all placed prior to RAGBRAI. Kruse stated that the grant application is for bike trail signs only, with the County contributing \$10,000 and the grant application is for \$8,265. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Buena Vista Trails Advisory Council** grant application for bike trails, in the amount of \$8,265, with the County contributing \$10,000 to the project, from the reserved trails funds. Carried.

Storm Lake Mayor Jon Kruse also presented the new updated booklet of the **BV County Trails Advisory Council** goals, needs, and prioritization for future trail development in Buena Vista County. Kruse would like to have 500 of the booklets printed for an approximate cost of \$639. The consensus of the Board was in favor of having booklets printed. Kruse will bring estimates back, as to the cost of this.

Motion by Huseman, second by Ringgenberg, authorizing the Chair and Auditor to sign the agreement between **Northwest Iowa Planning and Development Commission** and Buena Vista County for the SHIELD program for FY'16. Carried.

A conference call was placed to the Sac County Board of Supervisors to discuss drainage invoices that are less than \$500. Merten also informed the Sac County Board that there is a petition going around amongst the landowners within DD #274, to do their own spraying, and not have B & W do the spraying. Sac County Auditor Jim Dowling stated that Sac County was in favor of approving a motion that the control county for joint drainage districts, be authorized to approve and pay invoices that are \$500 or less, without the other Board's approval first. Motion by Merten, second by Altena, to allow the control county of Jt. Drainage Districts in Sac and BV, to pay for **joint drainage claims** of \$500 or less, without the other Board's approval, and then sending copies of the invoice to the other county. Carried.

Motion by Merten, second by Huseman, to approve the **minutes** of 3/17, as corrected, today's **claims approval list**, and the following **reports**: January Board of Health minutes, March Central Iowa Detention Commission minutes, January BV County Trails Advisory Committee minutes and Goals, Needs, & Prioritization for Future Trail Development, Sanitary Landfill Annual Assurance Report Form & Engineer's Cost Estimate Data. Carried.

Motion by Ringgenberg, second by Altena, to approve **Resolution #2015-03-24-A**, Public Notice Destruction of Noxious Weeds & Fines Assessed, and to authorize the Chair to sign. Carried.

**RESOLUTION #2015-03-24-A
A 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 2015 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, burn, 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, 2015, for Leafy Spurge, Perennial Pepper Grass; Sour Dock; Smooth Dock, Sheep Sorrel, Tall Thistle and Musk Thistle.

Group 2. June 20, 2015, for Canadian Thistle, Russian Knapweed, Buckthorn, Wild Mustard.

Group 3. July 1, 2015, for Horse Nettle, Perennial Sow Thistle, Quack Grass, Butter Print, Puncture Vine, Cocklebur, 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 Weed Commissioner 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 Conservation 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 commission 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 24th day of March, 2015.

/s/ Dale Arends, Chair-Buena Vista County Board of Supervisors.....ATTEST: Susan K. Lloyd, County Auditor

Justin Yarosevich and Marlowe Feldman, BV County's representatives on the **NW IA Housing Trust Fund Board**, presented information regarding the funding scheme for the Northwest Iowa Housing Trust Fund. Currently, the County contributes \$11,391 to the Fund, and the Program guarantees \$56,428 in Program Dollars. There is a new proposal that would have each county pay the same match based on percentage of population of the total Trust Fund area. Distributions would be on a first come first serve basis, without any specific allocation per county. Currently, the funds are guaranteed for 24 months, but can be sold after 18 months to another County that may need the funds. So far, there has been no call for a vote on this change, however, Yarosevich and Feldman wanted the Board to be aware of this possible change.

Sheriff Kory Elston informed the Board that Sheila Cougill and Jean Assmann received the Iowa APCO Team Telecommunicators of the Year award. They were nominated in recognition for the outstanding performance of their duties in serving the citizens of Buena Vista County, for their commendable handling of critical calls, and for their 36 years of combined service as public-safety dispatchers. Elston also informed the Board that Jeri Kolpin will be retiring the end of May, and Dan Nguyen will be leaving the end of September. Elston is taking applications for dispatchers, and will be testing for this the first week of April. Elston stated that IDNR has obtained another boat, and they have offered to allow the County to use the older boat, insure it, and can return it to DNR when the County is done with it. They would like to move the hoist and boat to the east side of the lake, so that there is a boat on both sides of the lake. Elston will contact the County Attorney to develop a 28E agreement for using this boat. Elston informed the Board that he has found a good used car, a 2013 Ford Taurus, and would like to trade in 3 vehicles, for a total vehicle cost of \$12,000. He currently has \$18,000 left in his vehicle line item, due to good trading of other vehicles. Elston introduced Jason Butler, who is a member of the BV County Sheriff Reserves. Butler asked the Board to be a fiscal sponsor for their organization, to apply for a Community Foundation Grant, in the amount of \$2,000, to be used to purchase a laptop computer for the Sheriff Reserve vehicle. The consensus of the Board was in favor, and Butler will present the grant application to the Board for approval next week.

Motion by Altena, second by Huseman, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of **closed session** at 11:39 a.m. Carried.

Motion by Merten, second by Altena, to approve the **Ocean Marine coverage** in the amount of \$34,910 and **terrorism** in the amount of \$1,750, and to authorize the Chair to sign. Carried.

Motion by Ringgenberg, second by Merten, to approve the **hiring** of Karla Ahrendsen, in the Auditor's Office, effective March 23, at \$13.54/hour. Carried.

Motion by Merten, second by Huseman, to approve and authorize the County Auditor to sign the 2015 **letter of assurance** for the Buena Vista County Landfill, as Chief Financial Officer. Carried.

Motion by Altena, second by Ringgenberg, to authorize the Chairman to sign the response letter to the auditing firm and the representation letter to the auditing firm, regarding the **FY'14 audit**. Carried.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 12:10 p.m. until Tuesday, March 31, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
SEVENTEENTH MEETING, 2015 SESSION (17)
MARCH 31, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 31, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Engineer Jon Ites presented contracts for spring gravel hauling. Motion by Altena, second by Ringgenberg, to approve the contract with Stratford Gravel, Inc., Stratford, IA, for **gravel crushing**, for a cost of \$3.90/ton, for up to 40,000 ton, to be stockpiled for Newell Township and the south half of Coon Township. Carried.

Motion by Merten, second by Huseman, to approve the contract with Stratford Gravel, Inc., Stratford, IA, for **gravel crushing** and pumping of the Hayes Pit, for up to 80,000 ton at \$3.19/ton. Carried.

Engineer Jon Ites informed the Board that he would like to purchase an **asphalt patching machine** and also a second **retriever**. The consensus of the Board was to have Engineer Ites proceed with the purchases out of this current fiscal year budget.

Motion by Huseman, second by Altena, to approve the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, for a 7,200 volt single phase service bored under 555th St. at 1745 555th St. Carried.

Env Health/Zoning Director received a copy of the draft permit from IDNR for **Axdahl Pullets**. The Board has 14 days if they wanted to take any further action. No action was taken.

Kevin and Deb Jesse, representing the BV County Fair Board, asked the Board if they would be a fiscal sponsor for their Community Foundation Grant application. They would like to upgrade their lighting, purchase and install security cameras, and purchase a new PA system. Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **Community Foundation Grant application** for the BV County Fair Board, in the amount of \$12,500. Carried.

Hear the Public: Sandy Johnson, representing the Regional Housing Authority, brought in some brochures for the Board to promote their information for any resident that may need assistance. Johnson also invited the Board or any other County officials to attend the Midstates Community and Economic Development Conference, to be held at the Marina Inn, South Sioux City, NE on Thursday, April 9, with a cost of \$35 to attend.

Engineer Brian Blomme, ISG, presented the plans and specifications for **DD #34 Lat 6**. Blomme reviewed the technical plans and specifications summary with the Board. Work is to begin on or before May 15, 2015 and completed on or before September 15, 2015. Blomme recommends not using improvement certificates, to pay using stamped warrants with 5% interest, and recommends a 10 year waiver plan. The Engineer's construction bid estimate is

\$185,678.60 with \$18,700.00 in contingencies. The work involves 29,434 cubic yards of excavation, acquisition of additional right-of-way to provide a uniform 100' right-of-way along the facility, replacement of 910' of surface pipe and 440' of tile outlet pipe, clearing of rock piles, junk, and rubbish located within the District right-of-way, incorporating silt screens and sediment traps to ensure that they are not impacting habitat downstream, and open ditch slopes above normal water surface are to be fertilized and seeded. The consensus of the Board was to go with a 10 year waiver plan.

Motion by Altena, second by Ringgenberg, to tentatively approve the plans and specifications, as filed by the Engineer, for **DD #34 Lat 6**. Carried.

Motion by Merten, second by Ringgenberg, to set a public hearing on the proposed plans and specifications for **DD #34 Lat 6**, as April 21, at 11:00 a.m. Carried.

Motion by Huseman, second by Merten, to set a bid letting date on the proposed plans and specifications for **DD #34 Lat 6** for April 21, at 11:30 a.m. Carried.

Motion by Ringgenberg, second by Altena, that Buena Vista County serve as fiscal sponsor and authorize the Chair to sign the **Community Foundation Grant application** for \$2,000 for the Sheriff's Reserves, to purchase a computer for their car. Carried.

Huseman stepped out of the meeting.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of 3/24, as corrected, and the following **reports**: February Board of Health minutes, February NW IA YES Center Board minutes, and FY'14 Audit Report. Ayes: Altena, Arends, Merten, Ringgenberg. Nays: None. Carried.

No action will be taken on the tobacco retailer violations on a County level.

Huseman returned to the meeting.

Motion by Merten, second by Huseman, to authorize the Chair to sign the **Jt. DD #181 Little Cedar** tree and brush control quote from B & W Control Specialists, not to exceed \$15,000. Carried.

Motion by Merten, second by Altena, to **designate** Sac County Auditor Jim Dowling to take minutes for the BV County Board of Supervisors at the meeting in Sac City this afternoon with the Sac and Calhoun County Boards of Supervisors. Carried.

The **Proclamation for Child Abuse Prevention Month** will be on the April 7th agenda.

No action was taken on the **liquor license application** for Little Sioux Golf & Country Club, as it is still pending dram shop.

No action on the **letter of support** to amend current legislation.

Supervisor Meeting Reports: Merten attended the County Employee Relay for Life Committee meeting this morning and updated the Board on the activities that were suggested. Altena attended the Lake Improvement meeting last night. Arends and Huseman will attend the

Compass Pointe meeting tomorrow. Arends will attend the Safety meeting tomorrow and Department Head meeting on Thursday. Ringgenberg attended the RAGBRAI meeting. Merten will attend crisis stabilization meeting in Ida Grove tomorrow.

Bldg/Grounds Supt. Steve Hammen presented the Mid American utility rate and charges. He would like to cut his usage enough, to move from the plan the Courthouse is currently on, to another plan. He proposes a **thermal tube boiler**, a new style boiler, which is 98% efficient. Hammen will bring in cost estimates at a later date.

There being no further business, motion by Merten, second by Arends, to recess at 11:35 a.m. until 1:30 p.m., at which time the Board will meet in Sac City with Supervisors from Sac and Calhoun Counties to discuss the imminent litigation by **Des Moines Water Works**. Carried.

At 1:30 p.m., the Buena Vista County Board of Supervisors came out of recess to meet in the Law

Enforcement Center of the **Sac County Courthouse** with Supervisors from Sac and Calhoun Counties and their respective drainage attorneys. Those in attendance included Buena Vista County

Supervisors Dale Arends, Paul Merten and Don Altena, Buena Vista County Drainage Attorney Gary

Armstrong, Calhoun County Supervisor Scott Jacobs, Calhoun County Auditor Judy Howrey, Calhoun

County Drainage Attorney David Wollenzein, Sac County Supervisors Rick Hecht, Dean Stock and Ranell

Drake, Sac County Drainage Clerk Renee Roland, and Sac County Drainage Attorney Colin McCullough.

Also present was Joel Brinkmeyer, Agribusiness Association of Iowa, and Ed Parker and Chris Gruenhagenwith, Iowa Farm Bureau. Present by telephone were Charles Becker and Michael Reck of Belin McCormick Law Firm.

Motion by Hecht, second by Arends, to appoint Renee Roland as **recording secretary**. Ayes all. Motion carried.

Motion by Stock, second by Drake, to go into **closed session** pursuant to Iowa Code 21.5(1c) to discuss imminent litigation at 1:37pm. Ayes: Sac County- Hecht, Stock and Drake; Buena Vista County- Arends, Merten and Altena. Calhoun County did not have a quorum present. Motion carried.

Motion by Drake, second by Stock, to come out of **closed session** at 3:36pm. Ayes all. Motion carried.

Motion by Stock, second by Drake, that Sac County Board of Supervisors authorize our counsel, Belin McCormick, to work with **national attorney**, David Chung. Ayes all. Motion carried.

Motion by Merten, second by Altena, that Buena Vista County Board of Supervisors authorize our counsel, Belin McCormick, to work with **national attorney**, David Chung. Ayes all. Motion carried.

Motion by Drake, second by Stock, that the Sac County Board of Supervisors approve a letter to be drafted and sent to counties regarding a **funding request for defense legal fees** and authorize the Chairperson to sign such letter. Ayes all. Motion carried.

Motion by Merten, second by Altena, that the Buena Vista County Board of Supervisors approve a letter to be drafted and sent to counties regarding a **funding request for defense legal fees** and authorize the Chairperson to sign such letter. Ayes all. Motion carried.

With there being no further business, on a motion by Drake, second by Stock, for Sac County, and on a motion by Merten, second by Altena, for Buena Vista County, the meeting was adjourned.

Buena Vista County's next meeting will be Tuesday, April 7, at 8:30 a.m. for a regular session.

Susan Lloyd, Auditor

Dale Arends, Chairperson

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BUENA VISTA COUNTY

JANUARY – MARCH 2015 CLAIMS LISTING

A & A AUTOMOTIVE 221.57; A & M LAUNDRY, SERVICES INC 175.00; ABBAS, APRIL 42.22; ADAIR CO. SHERIFF'S OFFICE 16.00; ADVANCED SYSTEMS, INC 777.00; ADVANCED SYSTEMS, INC. 552.66; AFLAC 8,234.70; AG PARTNERS LLC 249.88; AIRGAS USA, LLC 54.45; ALBERT CITY, CITY OF 199.10; ALL ABOUT COMPUTERS INC 530.00; ALLIANT ENERGY 20,773.84; ALPHA WIRELESS COMMUNICATIONS 9,158.70; ALTA IMPLEMENT CO 235.05; ALTA LITTLE WARRIOR PRESCHOOL 6,580.00; ALTA MUNICIPAL UTILITIES 402.70; ALTENA, DONALD 41.73; ANDERSON, ARDYCE 12.63; ANDERSON, JEFF 24.61; ARAMSCO 95.00; ARMSTRONG, CAROLYN 419.88; ARNOLD MOTOR SUPPLY 749.68; ARNOLD MOTOR SUPPLY 6.27; ARONSON PLUMBING & HEATING 378.80; ASSMANN, DEAN 37.98; AT & T 3.98; AUTO TRUCK GROUP 157.36; B & W CONTROL SPECIALISTS 24,488.15; B V CO SECONDARY ROAD 513.75; B V COUNTY HEALTH DEPT 30,299.31; BANKCARD SERVICES 6,346.51; BENGTSON, TRACY 35.01; BLACK, JAMES F 5.20; BLACKTOP SERVICE COMPANY INC 6,430.20; BLI LIGHTING SPECIALISTS 1,028.16; BOB BARKER COMPANY INC 298.03; BOGUE, PAMELA 189.08; BOJI FILM PRODUCTIONS 360.50; BOLTON & MENK, INC 11,230.00; BOMGAARS 1,920.42; BOONE COUNTY SHERIFF 42.30; BRIGGS HEALTHCARE 70.13; BRINGLE, LISA 579.40; BROSTAD, MATTHEW 14.71; BRUNER, BRUNER, REINHART, 588.00; BUCHHOLZ, SHARON 586.36; BUENA VISTA CO AUDITOR 1,994.89; BUENA VISTA CO EMS ASSOCIATION, %KIRK REETZ 500.00; BUENA VISTA CO TREASURER 3,478.00; BUENA VISTA CO. SHERIFF 1,493.95; BUENA VISTA COUNTY EMA 150.00; BUENA VISTA COUNTY JOURNAL 2,101.39; BUENA VISTA REG MEDICAL CENTER 704.53; BUENA VISTA RIFLE&PISTOL CLUB 600.00; BUSS, JON 30.00; BV CO EMPLOYEE HEALTH FUND 328,459.56; BV CO EMPLOYEE HEALTH FUND 19,768.60; BV CO EMPLOYEE HEALTH FUND 8,693.34; BV CO EMPLOYEE HEALTH FUND 23,636.93; BV CO HISTORICAL SOCIETY 90.38; BV POWER EQUIPMENT INC 42.88; BV STATIONERY & PRINTING 7,630.47; CALHOUN COUNTY PUBLIC HEALTH 4,713.56; CALHOUN COUNTY SHERIFF DEPT 1,229.15; CARPENTER UNIFORM COMPANY 1,063.89; CARROLL CO COMMUNITY SERVICES 1,242.29; CARROLL COUNTY CASE MANAGEMENT 132.64; CARROLL COUNTY SHERIFF 760.79; CASS COUNTY SHERIFF 89.92; CASSO-KOTLARZ, MARIA 262.50; CASTILLO-OCAMPO, JULIETTA 675.00; CBT NUGGETTS, LLC 1,992.00; CCMS, COUNTY CASE MGMT. SERVICE 640.50; CCP INDUSTRIES INC 1,779.26; CDW GOVERNMENT INC 10,126.85; CENTRAL IOWA DISTRIBUTING INC 193.70; CENTURY LINK 1,961.08; CENTURY LINK 85.27; CERRO GORDO CO SHERIFF 17.00; CERTIFIED POWER INC 488.60; CHARM-TEX, INC. 127.61; CHEMCO, INC. 312.87; CHEROKEE COUNTY SHERIFF 241.88; CHEROKEE COUNTY WORK SERVICES, (CCWS) 12,941.34; CHILDRENS IMAGINATION STATION 3,510.00; CHILTON, RENAE 30.85; CIRCLE K 496.20; CITY OF SIOUX CITY, SIOUX CITY FIRE RESCUE 8,610.50; CLASS C SOLUTIONS GROUP 174.21; CLAY COUNTY SHERIFF 99.00; COLLECTION SERVICES CENTER 6,062.35; COLOR-IZE INC 276.00; COMMERCIAL APPRAISER'S OF IOWA 250.00; COMMUNITY BROADCASTING INC, FINANCE DEPARTMENT 675.00; COMPASS POINTE 5,065.00; COMPUTER CONCEPTS OF IOWA 50.00; COMPUTER PROJECTS OF IL., INC 686.40; CONTINENTAL RESEARCH CORPORATI 464.06; COOK, CINDY S. 13.50; CORDS, VANCE 30.00; CORRISOFT LLC 27.00; COUNTY CARE CENTER CORP 3,009.00; COZO 75.00; CRAWFORD COUNTY HOME HEALTH & 40,273.50; CRAWFORD COUNTY SHERIFF 563.63; CRESCENT ELECTRIC SUPPLY CO. 368.11; CRIPPIN, DAVID 750.00; CRITTENTON CENTER 698.85; CROKER, KATHRYN 173.88; CRYSTEEL TRUCK EQUIP INC 44,883.87; CULLIGAN 207.07; CYLINDER EXPRESS 66.00; DANIELS, TOM 39.36; DANIELSON, LLOYD 5.35; DANIELSON, ROB 82.87; DCI - SOR 120.00; DEAN & ASSOCIATES 300.00; DECK LAW 162.49; DEJONG DEJONG HALVERSON, KLAY VELDHIJZEN BINDER 778.78; DELTA DENTAL PLAN OF IOWA 28,227.61; DEMUTH, MARTY 112.81; DES MOINES CO. SHERIFF 25.60; DES MOINES STAMP MFG CO 766.00; DEYTA LLC 270.00; DICKINSON COUNTY SHERIFF 64.50; DICKINSON, MACKAMAN, TYLER & 13,000.00; DRIVERS LICENSE GUIDE CO 62.85; DURIEZ SAENGCHANPHENG, STEPHANIE 853.72; ELBERT, SHERIE 1,003.01; ELECTRONIC ENGINEERING 1,364.70; ELLINGSON, DEAN K 26.00; EMC - ELECTRIC MATERIALS CO. 107.35; EMERGITECH INC 18,888.41; ENGEBRETSON CONSTRUCTION 500.00; FAMILY RESOURCE CENTER 5,884.05; FAREWAY STORE 1,575.27; FASTENAL COMPANY 411.02; FAYETTE CO. SHERIFF 29.90; FIBELSTAD, MARIE 242.00; FIDLAR TECHNOLOGIES INC 1,935.56; FILTER CARE OF NEBRASKA 938.35; FIRST COOPERATIVE ASSOCIATION 2,169.39; FITZPATRICK AUTO CENTER INC 13,062.50; FOELL, JIM 5.35; FORCE AMERICA 3,298.11; FORT DEARBORN LIFE INSURANC CO 513.50; FRANKLIN COUNTY SHERIFF 16.00; FRATZKE & JENSEN

FUNERAL HOMES 250.00; FRONTIER 461.91; GALBRAITH, LOUISE 708.83; GARBAGE HAULING SERVICE 1,269.00; GATZEMEYER, ALICIA 24.17; GEBERS, ALLYSON 42.80; GENERAL BASIC FUND 8,501.00; GENESIS DEVELOPMENT 30,854.14; GLAXOSMITHKLINE PHARMACEUTICAL 331.10; GONZALEZ, TARA 17.95; GRAFFIX 170.90; GRAHAM TIRE CO 2,315.34; GREAT AMERICA FINANCIAL SVCS 299.94; GREENE COUNTY AUDITOR 51.37; GRIGGS ENVIRON STRATEGIES 2,154.00; GRITTEN, JANET 176.81; GROUP SERVICES INC 4,414.12; GRP & ASSOCIATES 156.50; GULL WING INDUSTRIES INC 342.00; GUSTAFSON LAW FIRM 274.69; GUTZ, NORLIN 143.92; HABERL, PAM 48.88; HALDIN, STEVE 251.41; HALLETT MATERIALS 8,703.84; HAMILTON COUNTY SHERIFF 15.00; HAROLD ROWLEY RECYCLE CENTER 36,365.00; HARTJE, ROBERT 7.49; HAWK-I ELECTRIC, INC. 1,726.50; HEALTHCAREFIRST, %WELLS FARGO 2,127.41; HERRIG, MARK 6.33; HEUTON, TIM 9.45; HOMECARE OPTIONS, INC. 2,270.10; HONDO'S SALES & SERVICE 838.48; HORNOR, DUANE 33.28; HOWARD CENTER INC 560.59; HOYT, SANDRA K 238.40; HOYT, SANDY 425.60; HUDSON LAW FIRM 123.50; HULTGREN IMPLEMENT CO 14.20; HUNZELMAN PUTZIER & CO 5,620.00; HUSEMAN, THOMAS 440.85; HY-VEE FOOD STORE 50.00; HY-VEE INC 805.15; HY-VEE PHARMACY 3.60; I & S GROUP INC 9,760.00; I.S.C.I.A. 150.00; IA STATE RESERVE LAW OFFICERS 490.00; IACCVSO 60.00; IAR, IA ASSOCIATION REALTORS 45.00; IDA COUNTY SHERIFF 76.80; IDA SERVICES INC 34,292.10; IMMANUEL LUTHERAN PRE SCHOOL 2,875.00; ING LIFE INS & ANNUITIES 39.00; INSPECTIONS & APPEALS, IOWA DEPARTMENT OF 29.18; INTERSTATE BATTERY SYSTEM 267.95; IOWA CHAPTER IAAI, INC. 30.00; IOWA CHAPTER OF APCO 225.00; IOWA CHAPTER OF NENA 300.00; IOWA CO RECORDERS ASSOCIATION 315.00; IOWA COUNTY ATTORNEYS ASSN, (ICAA) 55.00; IOWA COUNTY ATTORNEY'S CASE, MANAGEMENT PROJECT 496.00; IOWA DEPT OF NATURAL RESOURCES 125.00; IOWA DEPT OF PUBLIC DEFENSE 180.00; IOWA DEPT OF PUBLIC HEALTH, %VICTORIA HUTTON 142.45; IOWA DEPT PUBLIC SAFETY 3,927.00; IOWA EMERGENCY MGMT ASSN 125.00; IOWA EMPLOYMENT CONFERENCE 215.00; IOWA IAI 25.00; IOWA IMMUNIZATION COALITION 100.00; IOWA LAKES ELECTRIC COOP 3,775.02; IOWA LAKES REGIONAL WATER 244.74; IOWA LAW ENFORCEMENT ACADEMY 940.00; IOWA PRISON INDUSTRIES 69.00; IOWA SECRETARY OF STATE 147.38; IOWA STATE ASSOC OF COUNTIES 2,370.00; IOWA STATE EXT. & OUTREACH 500.00; IOWA STATE SHERIFFS & DEPUTIES 150.00; IOWA WEED COMMISSIONER'S ASSN 120.00; IOWA WORKFORCE DEVELOPMENT 1,872.00; IOWWA 290.00; IPERS 246,408.32; IPERS, ASSESSOR'S OFFICE 9,553.39; ISAC 444.15; ISACA TREASURER 160.00; ISCTA 210.00; ITES, JON 30.00; JACKS UNIFORMS & EQUIPMENT 465.77; JACKSON, DONALD 5.35; JACOBS, PRESTON 26.99; JANITORS CLOSET LTD 1,786.69; JEFFERSON COUNTY SHERIFF 22.65; JERRY'S TREE SERVICE 1,300.00; JIM HAWK TRUCK TRAILERS INC 35.50; JOHNSTON AUTOSTORES 2,313.48; JULIUS CLEANERS 980.70; KARL CHEVROLET 5,087.87; KELLER PLUMBING HEATING 307.04; KIDS WORLD INC 1,118.75; KIMBALL-MIDWEST 2,168.80; KISNER, JAMES 161.00; KNOFFLOCH, ORREN 65.88; KNOLOGY 558.16; KNOLOGY, INC., DBA WOW! 16,627.49; LARRY MILLER 1,800.00; LARSON OIL & DISTRIBUTING 6,293.02; LAURENS, CITY OF 800.00; LAW OFFICE OF MARTHA SIBBEL 102.00; LIBERTY NATIONAL LIFE INS CO 6,065.50; LINN COUNTY SHERIFF'S DEPT 21.96; LINN GROVE, CITY OF 182.10; LLOYD, SUSAN 339.87; LOCKWOOD, DARYLA 163.42; LOUGHLIN LAW FIRM 150.00; LOVETINSKY, DANIELLE 154.62; M.D. PRODUCTS, INC 639.44; MACK HANSEN GADD ARMSTRONG & B 625.00; MADSEN, EDWIN A. 6.42; MADSEN, RON 3.75; MAGNUSSEN BROS. INC, 1,200.00; MAIL SERVICES LLC 1,609.28; MALLARD VIEW INC 18,222.95; MANASOTA KEY LLC 180.00; MANGOLD ENVIRON TESTING INC 141.75; MARATHON, CITY OF 599.51; MARCO INC 579.51; MARCO INC. NW 7128 157.24; MARSHALL CO SHERIFF 11.00; MARTIN EQUIPMENT 702.73; MARTIN MARIETTA MATERIALS 1,519.04; MARV'S CONSTRUCTION 41,948.40; MASON CITY CLINIC 920.00; MASON, MONA 12.28; MASSMUTUAL 300.00; MATTSO, LINDA 53.10; MATURA ACTION COOPERATION 4,263.22; MAYER, LEISA 844.33; MC GOWAN, BRUCE 8.10; MCKENNA, JOSHUELL 2,432.80; MEDLINE INDUSTRIES INC 18.22; MEDTOX LABORATORIES 165.00; MENTAL HEALTH INSTITUTE 173.08; MENTZER, DAWN 1,365.81; MERCK SHARP & DOHME CORP 599.26; MERTEN, DAVID 6.42; MERTEN, PAUL 897.92; METABANK 45.00; METAL CULVERTS INC 8,089.20; MICHAEL, BRETT 997.36; MID AMERICAN ENERGY 18,191.71; MID SIOUX OPPORTUNITY INC 10,600.01; MID STATES ORGANIZED CRIME 150.00; MID-STEP SERVICES INC 345.66; MIDWEST CONTRACTING LLC 10,102.10; MIKES LAWN SERVICE INC 810.77; MILLER CONSTRUCTION & COMPANY 786.25; MILLER, DOUGLAS J 10.70; MONONA CO. SHERIFF 16.00; MORGAN, DANETTE 64.20; MORROW CONSTRUCTION INC 300.00; MOTOROLA 123,596.58; MPH INDUSTRIES INC 261.31; MURPHY TRACTOR & EQUIPMENT CO 1,989.82; MYRES, AMY A. 43.40; NACVSO 30.00; NAPA AUTO PARTS 150.95; NATIONAL SHERIFF'S ASS'N 164.03; NATIONWIDE RETIREMENT SOLUTION 1,974.00; NELSEN, JAMES 17.68; NEW HOPE VILLAGE 21,337.98; NEW SIOUX CITY IRON CO 104.99; NEWELL,

CITY OF 148.50; NIGHT OWL SUPPORT SYSTEM LLC 1,275.00; NOBLE, BRAD 181.85; NORTH LAKE TRUCK REPAIR 3,571.58; NORTHERN LIGHTS FOODSERVICE 7,147.65; NORTHWEST IOWA CARE CONNECTION 12.68; NW IA PLANNING & DEV COM 3,500.00; NW IA REGIONAL HOUSING TRUST 11,391.00; NW IA YOUTH EMERGENCY SERVICES 24,667.00; O'BANNON, SHARI 158.02; O'BRIEN COUNTY SHERIFF 104.00; ODEBOLT ARTHUR COMM SCHOOL 186.66; OFFICE DEPOT 247.76; OFFICE ELEMENTS 3,474.69; OFFICE OF AUDITOR OF STATE 625.00; OHIO NATIONAL 2,887.50; OLSEN WELDING & MACHINE 548.20; OPEN ARMS PRESCHOOL 8,490.75; OPTUM 172.90; OSCEOLA COUNTY SHERIFF 16.00; P.R.I.M.E. BENEFIT SYSTEMS 47,158.25; PAKOR, INC 105.52; PATTON LAW OFFICE 1,412.79; PATTON, DAVID W 12,615.00; PEDERSEN, DOREEN 29.12; PETERSON, JAMES E 5.35; PETERSON, ROBERT 339.30; PILOT TRIBUNE 3,152.46; PITNEY BOWES 1,048.71; PITNEY BOWES INC 103.98; PITNEY BOWES RESERVE ACCOUNT 12,589.91; PLAINS AREA MENTAL HEALTH INC 149,070.00; POCAHONTAS CO SHERIFF 194.50; POSTMASTER 695.85; POTTAWATTAMIE COUNTY SHERIFF 60.00; POWER SOLUTIONS 200.00; PRAIRIE FABRICATION 215.24; PRAIRIE RIVERS OF IOWA RC&D 100.97; PREVENT CHILD ABUSE IOWA 85.00; PRO ELECT 2,245.00; PROBUILD - STORM LAKE 229.86; QUAKERDALE 4,011.90; QUILL CORPORATION 133.76; R & D INDUSTRIES INC 9,870.73; RASMUSSEN FORD MERCURY INC 749.58; REBNORD TECHNOLOGIES INC 5,719.85; REGENNITTER, JACQUELINE 21.13; REGION XII, COUNCIL OF GOVERNMENTS 335.00; REHNSTROM, CRAIG 23.09; REIMER, LOHMAN, & REITZ 87.00; REMBRANDT, CITY OF 932.99; RICE, RICHARD 10.70; ROBERTS, JAMES A 8.56; ROLLING HILLS 243,043.00; RON'S AUTOMOTIVE 21.00; RYHERD, CHUCK 10.40; SAC COUNTY HEALTH SERVICES 18,039.77; SAC COUNTY SHERIFF 3,698.12; SAFARI BOOKS ONLINE LLC 842.28; SASSMAN, JEAN L 20.80; SCHALL, JAMES A 414.00; SCHIEFFER, JUSTIN 800.00; SCHMIT, JOHN 70.80; SCHOON CONSTRUCTION INC 9,500.00; SCHUELKE POWERSPORTS 231.66; SCHULTE LAW FIRM 583.20; SCHULTZ, TAMMI 439.21; SECRETARY OF STATE 30.00; SECURITY TRUST 44,836.14; SECURITY TRUST & SAVINGS BANK 191,680.74; SECURITY TRUST & SAVINGS BANK 163,404.94; SEILER PLUMBING HEATING INC 302.00; SELLECK, JAMES 147.20; SERVER SUPPLY COMPANY 3,600.00; SHARE CORP 1,078.59; SIOUX CITY FOUNDRY CO 1,015.91; SIOUX COUNTY SHERIFF 40.00; SIOUX LUMBER 382.48; SIOUX RAPIDS, CITY OF 171.45; SIOUXLAND MENTAL HEALTH CENTER 570.00; SKOG, CASSANDRA 44.86; SLIEFERT FUNERAL HOMES INC 4,200.00; SMITH, TIFFANY 140.80; SOCIETY OF LAND SURVEYORS, IOWA 415.00; SPORTS REHABILITATION & 108.75; SPRINT 0.22; ST. MARYS PRESCHOOL 14,736.74; STA-MEL ENTERPRISES INC 28,566.20; STANGE, JOHN 163.71; STANTON ELECTRIC INC 52.57; STAPLES CREDIT PLAN 168.00; STAR ENERGY LLC 46,195.64; STILLE PIERCE & PERTZBORN 78,166.00; STONE, LARRY 30.00; STOREY KENWORTHY/MATT PARROTT 213.48; STORM CITY AUTO PARTS 83.08; STORM LAKE ACE HARDWARE 559.34; STORM LAKE CAB CO 240.00; STORM LAKE HONDA 11,930.00; STORM LAKE HYDRAULICS 1,532.15; STORM LAKE TIMES 3,202.52; STORM LAKE UNITED 3,750.00; STORM LAKE, CITY OF 4,802.37; STRUSS, KATHRYN 68.48; SWEENEY, SANDRA K. 1,420.69; THE PRIDE GROUP, INC. 28,214.04; THE SIDWELL COMPANY 1,926.00; TIFCO INDUSTRIES 216.26; TREASURER STATE OF IOWA 19,521.11; TREASURER STATE OF IOWA 2,717.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 63,299.00; TRI-STATE PAVING 1,334.31; TYLER TECHNOLOGIES, INC. 281.25; U S 20 ASSOCIATION 150.00; UNITYPOINT CLINIC 174.00; UNITYPOINT HEALTH, TRIMARK PHYSICIAN GROUP 422.00; UPPER DES MOINES 4,500.00; US CELLULAR 2,772.53; US CELLULAR 104.08; VA CENTRAL IA HEALTH CARE, GENERAL POST FUND 3610 750.00; VAN HOUTEN, TYLER 75.00; VANGUARD APPRAISALS INC 5,465.00; VENNINK, DANA 39.99; VERIZON WIRELESS 3,674.36; VERIZON WIRELESS 140.00; VETTER EQUIPMENT CO 64,170.37; VISA 15,776.44; VISION CARE ASSOCIATES 367.00; VISION CARE DIRECT 8,589.84; VISTA PAINTS 264.40; VOYA 700.00; VRIEZE, TERRY 200.00; WAGGONERS RADIATOR SHOP 145.00; WALMART COMMUNITY 126.68; WALMART COMMUNITY/GEMB 214.38; WAPELLO CO. SHERIFF 13.10; WARKENTIN, LUKE 144.40; WASHINGTON NATIONAL INS CO 202.76; WEBSTER COUNTY SHERIFF 668.79; WEE CARE PRESCHOOL 1,350.00; WELLMARK BLUE CROSS & BLUE SHI 308,019.96; WELLS FARGO FINANCIAL LEASING 241.74; WESCO INDUSTRIES INC 11,605.13; WEST PAYMENT CENTER 2,286.12; WESTERN IOWA TECH COMMUNITY CO 25.00; WEX BANK WRIGHT EXPRESS FSC 11,772.05; WILDWOOD LODGE 61.60; WILLIAMS SHOOTERS SUPPLY, INC 250.00; WINDSTREAM 1,302.72; WINDSTREAM COMMUNICATIONS, ATTN:CABS 308.15; WINNEBAGO COUNTY SHERIFF 34.55; WOODBURY CO SHERIFF 128.81; WRIGHT COUNTY SHERIFFS OFFICE 33.40; XEROX CORPORATION 198.61; ZEE MEDICAL INC 182.50; ZIEGLER INC 17,773.05; ZION LUTHERAN PRE SCHOOL 960.00.

BOARD OF SUPERVISORS MEETING

EIGHTEENTH MEETING, 2015 SESSION (18) APRIL 7, 2015

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 7, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

B V County Relay for Life Team Member Mona Mason presented information regarding plans for a Relay for Life fundraiser. Motion by Ringgenberg, second by Huseman, to approve the design and concept of Jeans Day Week to support the **Relay for Life**, to allow employees to wear jeans during the week of May 4-8, if the employee donates \$2/day or \$10/week to the American Cancer Society. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chairperson to sign the Certification Statement for the **CASI Cost Allocation Plan**, to establish cost allocations or billings for use in FY 2016. Carried.

Env Health/Zoning Director Kim Johnson reported that she has received a master matrix for new construction in Section 18, Nokomis Township for Jim Hultgren. Hultgren will be adding another building to his existing site to add 3,600 head of finishing pigs and 1,800 head of nursery pigs. Motion by Altena, second by Huseman, to set the public hearing for the Jim Hultgren **master matrix**, in Section 18, Nokomis Township, for May 5, at 9:00 a.m. Carried.

Huseman left the meeting to attend a funeral.

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 Altena, to approve the **minutes** of 3/31, as corrected. Carried.

Motion by Altena, second by Merten, to approve today's **claims approval list**, and the following **reports**: February Upper Des Moines Opportunity, Inc. minutes and March agenda, March Sheriff's Report of Fees Collected, April Safety Committee minutes, Central Service Cost Allocation Plan for FY'14, and March BV County Solid Waste Commission minutes. Carried.

No action was taken on the **liquor license application** for Little Sioux Golf & Country Club, as it is still pending dram shop.

Supervisor Meeting Reports: Merten and Arends attended a meeting in Sac City last week with the supervisors from Calhoun and Sac Counties. Merten attended a Rolling Hills Mental Health meeting in Ida Grove last week. Arends and Huseman attended the Compass Pointe meeting last week. Arends attended the Safety meeting and Department Head meeting

last week. Altena has a Hazardous meeting tomorrow and also the Solid Waste meeting. Ringgenberg attended the weekly RAGBRAI meeting last week.

Drainage Attorney Gary Armstrong was not available to attend today's meeting regarding the **drainage litigation**.

Lisa Matheson, member of the Child Abuse Prevention Council and the Parent Partner Program, introduced herself to the Board and presented information on the program. Matheson works with mothers in jeopardy of losing their kids to DHS in foster care, or they have lost their kids, and she helps them in the recovery process. Matheson, along with members from BVRMC, CAASA, Fitness & Health Center, Parent Partners, Family Steps, and Public Health presented information and asked the Board to sign a Proclamation, declaring the month of April as **Child Abuse Prevention Month**. Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the Proclamation for Child Abuse Prevention Month. Carried.

Proclamation

Whereas, Iowa's Children are one of the most precious resources in our state and provide the hope for a brighter tomorrow in Iowa;

Whereas, protecting children is everyone's business and we can promote and support safe, healthy families in our community through partnering to protect children;

Whereas, child abuse is a community issue and finding solutions depends on involvement and partnerships among people throughout the community;

Whereas, effective child abuse prevention succeeds because of partnerships created between parents, practitioners, schools, faith communities, health care organizations, law enforcement agencies, community leaders, politicians, and the business community;

Whereas, all citizens need to be more aware of child abuse and neglect and its prevention within the community, and be involved in supporting parents to raise their children in a safe, nurturing society;

Whereas, public awareness regarding child abuse and neglect is encouraged by Prevent Child Abuse Iowa and ***Buena Vista County Child Abuse Prevention Council***:

Therefore, I, ***Buena Vista County Supervisors*** do hereby proclaim the month of April 2015, as Child Abuse Prevention month in Buena Vista County and urge all citizens, community agencies, religious organizations, medical facilities, and businesses to partner in efforts to prevent child abuse and neglect, thereby strengthening the communities in which we live.

/s/ Dale Arends, Don Altena, Paul Merten, Rhonda Ringgenberg

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 10:25 a.m. until Tuesday, April 14, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
NINETEENTH MEETING, 2015 SESSION (19)
APRIL 14, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 14, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Huseman, second by Merten, to approve the **underground utility permit** of QWEST Corporation, DBA Century Link, Storm Lake, IA, to bore copper and fiber optic cables along Hwy 7 from the SE intersection of 70th Ave. and Hwy 7, north under Hwy 7, then west (City limits of Alta) to the NE corner of the intersection of 55th Ave. and Hwy 7, then south to the SE corner of the same intersection. Carried.

Engineer Jon Ites has received information from the company that is working on the new **Albert City lagoon system**, which would involve boring under N14. More information and permit will come later.

Engineer Jon Ites attended a meeting regarding his request of **MAP21 funding** on the C63 project, from west of Storm Lake to M31. Ites requested 50% of \$2,300,000, and received \$1,030,000.

Engineer Jon Ites received a note from ISG regarding the project inspection of the **Dakota Access Pipeline project**. Ites has the same question as ISG, as to when the reasonable costs start. ISG would like to schedule a meeting to discuss this further.

Engineer Ites received a note from Calhoun Burns & Associates, that does the **bridge inspections** for the County, stating that they will be recommending posting changes for 3 structures: 1.5 miles north of Rembrandt Enterprises, lowering it to 7 ton; ½ mile east of Hwy 3 and M50, lowering to 20 tons for regular trucks and 34 ton for special trucks; and over the Raccoon River between Sections 3 and 10 of Grant Township, lowering to 10 ton.

Engineer Jon Ites received a quote from Bargen, Inc., Mountain Lake, MN, for crack sealing on M43, from C65 south to the County line, and M27, from C65 south to the County line. Motion by Ringgenberg, second by Altena, authorizing Engineer Ites to sign the contract for **crack sealing** on M43 (\$13,500) from C65 south to the County line, and for M27 (\$12,750) from C65 south to the County line. Carried.

Motion by Altena, second by Huseman, to allow vacation carryover for Mike Sexton of an additional 5 days, or a total of 83 hours, and Jon Ites for an additional 5 days, or 80 hours total. Carried.

Secondary Road Report: Kooiker is in working on culverts on the County line.

The Chair opened the public hearing for a **Master Matrix** for 180 Iowa Layer, in Section 23 of Lee Township, with Env Health/Zoning Director Kim Johnson, ISG Engineer Nick Buse, David Miller, Ron Anderson, and 2 media present. Johnson reviewed the Master Matrix, explaining the points. There are 440 points needed to pass, and 180 Iowa Layer received 455 points, and is above the minimum requirements for air, water, and community. The Chair asked if there were any public comments. Anderson stated that he has lived in that area since 1962, and was intending to build a new house, however, he is concerned about the closeness and the odor. Miller commented that he can't control the wind, but tried to have wind breaks. Miller stated that it is a cage free facility, and the manure is very dry. Anderson asked for more trees to be added on the south side of the existing buildings, and Miller was agreeable to that. Motion by Ringgenberg, second by Merten, to close the public hearing. Carried. Env Health/Zoning Director Kim Johnson will bring the revised Resolution back for the Board's approval later this morning.

Motion by Merten, second by Huseman, to approve the **Class C Liquor License application** for Little Sioux Golf & Country Club including outdoor service and Sunday sales. Carried.

Motion by Huseman, second by Altena, to approve a 3 year engagement for Hunzelman Putzier to perform the FY'15 (\$30,000), FY'16 (\$31,000) and FY'17 (\$32,000) **annual financial audits**, with an additional fee to perform a Single Audit and also in performing the Rolling Hills audit. Carried.

Emergency Management Coordinator Aimee Barritt presented information regarding updating the Hazard Mitigation Plan, which will expire June 11, 2018. Barritt would like to apply for funding by filing the Notice of Interest for Pre-Disaster Mitigation Funding, which opens up the end of this month. Estimated cost of updating the plan is \$40,000, which requires an in kind match. Motion by Ringgenberg, second by Merten, to approve and authorize EMA Coordinator Aimee Barritt to sign the **Notice of Interest for Pre-Disaster Mitigation Funding** request, so that she can proceed with updating the Multi-Jurisdictional Hazard Mitigation Plan, which expires June 11, 2018. Carried.

Emergency Management Coordinator Aimee Barritt received notice that the State is opening up a **Resilience Grant**, and notified BV County that it would qualify for funds, based on past disasters.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of 4/7, as printed, and the following reports: March Accountant's Compilation Report for BV County Solid Waste Commission, FY'15 County Audit Report, April Department Head minutes, March Clerk of Court Report of Fees Collected, CB Household Hazardous Waste Agency Managers Report & financials. Carried.

Supervisor Meeting Reports: Huseman attended the Mid-States meeting last week and the RAGBRAI meeting; Arends and Huseman attended the Board of Adjustment meeting last week; Altena attended the Hazardous meeting last week in Cherokee; Arends and Altena will be interviewing engineer candidates this afternoon.

Payroll Deputy Leigh Madsen updated the Board on information she received from **Group Services.** Madsen informed the Board of employee insurance meetings scheduled in June, along with times when the various benefit companies will be here.

Env Health/Zoning Director Kim Johnson presented Resolution #2015-04-14-A Master Matrix for 180 Iowa Layer, for the Boards consideration. Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-04-14-A** Master Matrix for 180 Iowa Layer, in Section 23 of Lee Township, which recommends approval of the construction application, but states that the Board still has concerns about the distance requirements on existing sites. Carried.

RESOLUTION 2015-04-14-A

Recommending approval of the 180 Iowa Layer (David Miller) 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 addition of one double wide cage free layer barn with manure storage has been submitted by David Miller on March 12, 2015; and

WHEREAS, the Buena Vista County Environmental Health Director has reviewed the application using the Master Matrix, finding a score of 455 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 March 21, 2015 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on April 14th, 2015, for the purpose of receiving public comment; with responses provided: Ron Anderson (the neighbor to the south) has concerns with the closeness to his residence. If this was a new structure it would be required to be 1875 feet and now it is only 750 feet. He had planned on building a new house and now it probably will not happen. What is going to stop additional buildings after this one? When wind is out of north and they are scrapping buildings the odor can be quite strong. Mr. Miller stated that he was willing to put trees to the south.

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; while we are recommending approval of this Construction Application, we do have concerns with the distance requirements on existing sites.

NOW THEREFORE BE IT RESOLVED that the Buena Vista County Board of Supervisors hereby recommend approval of the construction application of the 180 Iowa Layer (David Miller) Application.

PASSED, APPROVED AND ADOPTED this 14th day of April, 2015.

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

Drainage Attorney Gary Armstrong was present for his meeting with the Board. Motion by Ringgenberg, second by Merten, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of **closed session** at 11:34 a.m. Carried.

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 11:35 a.m. until Thursday, April 16, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTIETH MEETING, 2015 SESSION (20)
APRIL 16, 2015**

The Buena Vista County Board of Supervisors met in special session on Thursday, April 16, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

The Chair opened the discussion regarding the candidates for the **County Engineer**. Motion by Arends second by Altena, to use the current Engineer's existing contract for the purpose of offering a new contract for an engineer candidate. Engineer Jon Ites suggested changing the severance pay to a minimum of 4 weeks. The Board decided to leave the severance as listed in the current contract. Vacation was discussed, and the Board chose to give 2 weeks of vacation for each of the first two years, and then go to 4 weeks of vacation. The Chair informed the rest of the Board that one candidate has pulled his application, as he accepted another job. The salary offered would be \$98,220 the first year, \$99,940 the second year, and \$102,689 for the 3rd year of the contract. Motion by Arends, second by Altena to amend the motion changing the vacation to two weeks for each of the first two years, then going to four weeks, and stating that the salary would be \$98,220 for the first year, \$99,940 for the second year, and \$102,689 for the third year of the contract. Motion carried. The vote on the original motion, as amended, Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: Merten. Motion carried.

The Chairman will contact the candidate, present a contract, and make an offer for the County Engineer's position. The Board would like to take action on hiring a County Engineer at their next meeting on April 21.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 9:26 a.m. until Tuesday, April 21, at 8:30 a.m. for a regular session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-FIRST MEETING, 2015 SESSION (21)
APRIL 21, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 21, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Altena, second by Huseman, to amend today's **agenda** by adding an additional action item to authorize the Board to potentially close roads. Carried.

Secondary Road Report: The first culvert project, south of C65, has been pulled from the schedule, as there was opposition from a landowner on the County line; asphalt letting today, and Engineer Ites is concerned about the bids, since there is so much work to be done right now. Ites has been notified that the County will receive \$1,030,000 in MAP21 funds for 2019, and he asked them to move the C63 project up to next fiscal year, and was notified that the change request was approved.

The Chairman reported that Bret R. Wilkinson, has been offered, and has accepted the position of Buena Vista **County Engineer**, his employment to begin April 27 as Assistant Engineer, and, effective June 13th, he will begin as County Engineer. Motion by Ringgenberg, second by Arends, to approve the employment contract to **hire** Bret R. Wilkinson as an Assistant County Engineer effective 4/27/15 at an annual salary of \$99,220, and moving to County Engineer effective 6/13/15 at an annual salary of \$99,220.00, according to his employment contract (expires 6/30/18), and to authorize all Board of Supervisors to sign. Carried.

I.T. Director Tyler Van Houten reviewed his request for a **budget amendment**. There have been two new projects that were not in the current budget, one for a GIS shape file and the other a fiber optic project, for a total requested amendment of \$25,000.

Env Health/Zoning Director Kim Johnson reviewed the **RAGBRAI Ordinance** that the County approved in 2010 when RAGBRAI came through BV County, and asked the Board if they wanted to make any changes. The first reading of a RAGBRAI Ordinance for 2015 will be on April 28.

Env Health/Zoning Director Kim Johnson updated the Board on the proposed **construction permit** of Jim Hultgren in Section 18 of Nokomis Township. Since there are only 1,620 animal units, and it was built before 1999, a master matrix isn't needed. There will still be a public hearing on May 5, but not for a master matrix.

Mary Weiland informed the Board that the Relay for Life Team was planning a potato bar lunch on May 5, in the Public Meeting Room, and requested approval by the Board to have the event and to bring in food. Motion by Huseman, second by Ringgenberg, to allow the **Relay for Life Team** to host a potato bar in the Public Meeting Room on May 5. Carried.

Payroll Deputy Leigh Madsen discussed the possibility of having Stille Pierce & Pertzborn Agency be the Wellmark **Agent of Record** for the County Health plan. The law has changed, and now businesses can select whom they want for an Agent of Record. Currently, there is a fee built in to the premium that Wellmark currently receives for providing this service, and if the County would choose another Agent of Record, Wellmark would lose their fee, and there would be a fee paid to the new agent as a commission. By having a local agent, employees could contact the Agent of Record, and calls could be made on the employee's behalf, to help with their insurance questions. Motion by Huseman, second by Altena, to name Stille Pierce & Pertzborn the County's **Agent of Record** for health insurance. Carried.

Motion by Merten, second by Altena, to approve the **minutes** of 4/14 and 4/16, as printed, **today's claims approval list**, and the following **reports**: April Conservation Board minutes, March NWIPDC Policy Council minutes and April agenda, April Rolling Hills Community Services Region Meeting agenda and packet, April Central IA Detention Commission minutes. Carried.

Motion by Merten, second by Ringgenberg, to approve the appointment of Greg Johnson, by the Conservation Board, as **Weed Commissioner**, effective April 14, 2015, and to set the salary of the Weed Commissioner as \$1,628 per year, split between 26 pay periods, increasing to \$1,677 per year, split between 26 pay periods, starting July 1, 2015. Carried.

A drainage petition has been received from David Degner, Sr., requesting that **DD #35** be investigated for possible annexation of additional lands from **DD #98** in to DD #35. ISG Engineer Brian Blomme and David Degner, Sr. was present for the discussion. Blomme informed the Board that in 2005-2006 the Board was considering an improvement, and they had applied for funds through a pilot project, but no funding was available. Then, the landowners remonstrated, so the project was stopped. There was one item left, and that was annexation of lands from DD #98, that were benefitting and draining in to DD #35. Degner has filed a petition, asking for annexing lands from DD #98 into DD #35. Degner mentioned that two weeks ago, his neighbor did more tiling, and those people in DD #98 are getting relief at the cost of DD #35 landowners. Blomme stated that there is a petition on the table for annexation of additional lands in to DD #35, so the Board will need to act on the petition, and appoint an Engineer to do a full investigation, and also decide if they want to do an annexation of DD #98 at the same time, without having a landowner of DD #98 petition for it. Motion by Merten, second by Ringgenberg, to name ISG as the Engineer for the project to go forward with the annexation of all lands currently within the boundary of **DD #35** that are not currently a part of the assessment schedule. Carried.

The Chair opened the **Public Hearing** on the Proposed Plans and Specifications on **DD #34 Lat 6**, with Engineer Brian Blomme and Jacob Hagen, I & S Group, Deputy Treasurer Joan Martin, and Cheryl Krohnke present. The Auditor confirmed that the notice was published once a week,

for two consecutive weeks as required. Blomme reviewed the plans and specifications of the project. The project will commence on May 15, and will be finished by September 15. Martin asked when the reclassification will be done. Blomme stated that the work will be done this fall, and the reclassification will be done next winter. Motion by Altena, second by Arends, to close the public hearing. Carried. Motion by Ringgenberg, second by Huseman, to approve the plans and specifications, as filed by the Engineer, for **DD #34 Lat 6**. Carried.

The time arrived for the bid letting for the **DD #34 Lat 6** project. Three bids were received: Krohnke Construction, Inc., Schleswig, IA, (\$179,083.00), Heinsohn Digging & Tiling, Storm Lake, IA, (\$172,525.92), and L. A. Carlson Contracting, Inc., Merrill, IA, (\$166,921.95). The Engineer's bid estimate was \$185,678.60. Motion by Ringgenberg, second by Merten, to approve the bid, on the **DD #34 Lat 6** project, of L. A. Carlson Contracting, Inc., Merrill, IA, in the amount of \$166,921.95, pending verification of the extensions. Carried.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Ringgenberg, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Ringgenberg, second by Altena, to go out of **closed session** at 12:30 p.m. Carried.

There being no further business, motion by Altena, second by Arends, to recess at 12:30 p.m. until 1:30 p.m., at which time the Board will meet in Sac City with Supervisors from Sac and Calhoun Counties to discuss the imminent litigation by **Des Moines Water Works**. Carried.

At 1:30 p.m., the Buena Vista County Board of Supervisors came out of recess to meet in the Law Enforcement Center of the **Sac County Courthouse** with Supervisors from Sac and Calhoun

Counties and their respective drainage attorneys. Those in attendance included Buena Vista County

Supervisors Don Altena, Dale Arends, Tom Huseman, Paul Merten, and Rhonda Ringgenberg, Buena Vista County Drainage Attorney Gary Armstrong, Buena Vista County Auditor Susan Lloyd, Calhoun County Supervisors Scott Jacobs and Gary Nicholson, Calhoun County Auditor Judy Howrey, Calhoun

County Drainage Attorney David Wollenzein, Calhoun County Attorney Tina Meth-Farrington, Sac County Supervisors Rick Hecht, Dean Stock and Ranell Drake, Sac County Drainage Clerk Renee Roland, Sac County Auditor Jim Dowling, and Sac County Drainage Attorney Colin McCullough. Also present was John Torbert, IDDA Director, and Harlan Hansen, Humboldt County Supervisor and IDDA Board member.

Motion by Merten, second by Ringgenberg, to go into **closed session** pursuant to Iowa Code 21.5(1c) to discuss imminent litigation at 1:35 p.m. Ayes: Sac County- Hecht, Stock and Drake; Buena Vista County- Altena, Arends, Huseman, Merten, and Ringgenberg. Calhoun County- Jacobs and Nicholson. Motion carried.

Motion by Huseman, second by Altena, to come out of **closed session** at 3:35 p.m. Ayes all. Motion carried.

Motion by Huseman, second by Arends, to authorize the Chair to sign the joint letter with **IDDA** to be sent to all 99 counties. Carried.

With there being no further business, on a motion by Ringgenberg, second by Arends, for Buena Vista County, the meeting was adjourned at 3:37 p.m.

Buena Vista County's next meeting will be Tuesday, April 28, at 8:30 a.m. for a special session.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 9:26 a.m. until Tuesday, April 21, at 8:30 a.m. for a regular session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-SECOND MEETING, 2015 SESSION (22)
APRIL 28, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 28, 2015 at 8:30 A.M. in the Boardroom with Vice-Chairman Altena presiding, and the following members present: Huseman, Ringgenberg, and Arends (arrived at 9:15) 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, Huseman, and Ringgenberg. Nays: none. Abstentions: none.

Engineer Jon Ites presented his IA DOT Secondary Road budget amendment #1. Motion by Ringgenberg, second by Huseman, to approve **Resolution #2015-04-28-A** to revise BV County 2015 Five Year Road Program. Carried.

**Resolution to Revise Buena Vista County
2015 Five Year Road Program**

Resolution No. 2015-04-28-A

Unforeseen circumstances have arisen since adoption of the original approved Secondary Road Construction Program (Program), and previous revisions, requiring changes to the sequence, funding, and timing of the proposed work plan,

The Board of Supervisors of Buena Vista County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following project(s) in the accomplishment year (State Fiscal Year (FY)2015), for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code section 309.23 and Iowa DOT Instructional Memorandum 2.050.

To satisfy Iowa Code section 309.95 and 309.96, a Budget amendment must be completed if unforeseen conditions arise that may cause any of the 4 control items below to be exceeded by more than 10%, or if the entire Budget will be exceeded at all. Budget Control Items:

1. 70X – Administration and Engineering
2. 71X – Roadway Maintenance
3. 72X – General Roadway
4. 020 – Construction

Adopted this 28th day of April, 2015

/s/ Don Altena, Vice-Chair, Board of Supervisors.....Attest: Susan K. Lloyd,
County Auditor

Engineer Jon Ites introduced the new Engineer, Bret Wilkinson, who will become the County Engineer upon Ites' retirement.

Engineer Jon Ites presented his list of 43 postings for bridges. Motion by Huseman, second by Ringgenberg to approve **Resolution #2015-04-28-B** Bridge Embargo. Carried.

RESOLUTION #2015-05-05-B

BRIDGE EMBARGO

WHEREAS: The Board of Supervisors is empowered under authority of Sections 321.236 Sub (8), 321.255 and 321.471 to 321.473 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

WHEREAS: the County Engineer has completed (or has caused to be completed) the Structural Inventory and Appraisal of certain county bridges, in accordance with the National Bridge Inspection Standards has determined (or it has been determined) that they are inadequate for two-lane legal loads at allowable operating stress.

NOW, THEREFORE, BE IT RESOLVED by the Buena Vista County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridges listed, as follows:

Bridge No.	FHWA No.	Location	Load (tons)	Limit
29-93-36	<20	93-36-29	7 Ton	
Providence 6	084400	90-36-01	6 Ton - One Lane	
Grant 29	084890	91-36-10	One Truck on Bridge	
Washington 35	365560	91-37-06	One Lane	
Providence 81	084411	90-36-02	423,538,640	
Hayes 90	084601	90-37-30	422,533,640	
Hayes 91	084630	90-37-31	426,538,640	
Hayes 92	084641	90-37-31	421,530,638	
Maple Valley 95	084700	90-38-15	Closed	

Maple Valley 96	084711	90-38-18	426,538,640
Grant 106	084880	91-36-10	10 Ton
Grant 107	084900	91-36-11	One Lane
Grant 110	084940	91-36-15	8 Ton - One Lane
Grant 111	084950	91-36-15	422,535,636
Grant 112	084960	91-36-16	One Lane
Grant 114	084981	91-36-17	425,537,640
Nokomis 135	085391	91-38-17	423,534,640 - One Lane
Nokomis 136	085415	91-38-28	426,538,640
Fair Field 139	085461	92-35-10	426,538,640
Fair Field 142	085500	92-35-27	421,531,640 - Narrow
Fair Field 143	085515	92-35-32	424,535,640
Lincoln 148	085610	92-36-16	Closed
Lincoln 151	085640	92-36-17	425,537,640 - One Lane
Lincoln 153	085690	92-36-27	420,530,634 - One Lane
Lincoln 156	085720	92-36-29	421,531,639 - One Lane
Scott 160	085745	92-37-11	423,534,640
Scott 161	085791	92-37-12	424,535,640
Scott 165	085841	92-37-25	423,534,640
Scott 167	085870	92-37-31	One Lane
Elk 171	085930	92-38-11	One Lane
Elk 172	085940	92-38-12	One Lane
Elk 180	086050	92-38-25	426,535,640 - One Lane
Elk 182	086070	92-38-29	420,530,630
Lee 195	086260	93-36-34	One Lane
Lee 197	086285	93-36-34	424,535,640
Lee 198	086290	93-36-35	Closed
Barnes 203	086351	93-37-18	426,538,640
Barnes 207	086385	93-37-23	423,534,640
Barnes 207B	086421	93-37-32	423,534,640
Brooke 209	086440	93-38-10	424,535,640
Brooke 211	086510	93-38-23	One Lane
Barnes 700	016380	93-37-05	One Truck on Bridge

Recommended By: /s/ Jon Ites, P.E. / L.S., County Engineer

Adopted this 28th day of April, 2015

/s/ Don Altena, Vice-Chair, Board of Supervisors.....Attest: Susan K. Lloyd,
County Auditor

Engineer Ites presented information on a utility permit requested by the City of Storm Lake for a 30" storm sewer discharging in to the County ditch. Engineer Neil Guess, Bolton & Menk, reviewed the project with the Board. The project will reduce the flow 20% on Poor Farm Creek. Motion by Huseman, second by Ringgenberg, to approve the **underground utility permit** of the City of Storm Lake, for a 30" storm sewer along 110th Ave, from 900' north of the center line of C49 to ½ mile north, which is the north line of the SW ¼ and Poor Farm Creek. Carried.

Motion by Huseman, second by Ringgenberg, to approve the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, for installation of a 7,200 volt single phase line crossing 100th Ave and 450th St., in Barnes Township, sections 15, 19, and 21. Carried.

Engineer Jon Ites requested additional vacation carry over for Bruce McGowan, for up to an additional 11 days over his normal 5 day carryover. Motion by Huseman, second by Ringgenberg, to approve the request of Bruce McGowan to carry over up to an additional 11 days of **vacation**, over his normal 5 day carryover. Carried.

Secondary Road Report: The truck route has been posted around Albert City; Kooiker is finishing up the structures; asphalt letting is done, but Engineer Ites hasn't seen the contract yet

Treasurer Sherie Elbert, Deputy Treasurer Joan Martin, and Drainage Clerk Kristina Konradi reviewed various drainage fund balances and made recommendations to the Board for levies. (Arends arrived at 9:15) Motion by Arends, second by Ringgenberg, to set a 100% levy on **DD #3 & 3 Ext.**, a levy of 24% on **DD #101**, and a levy of 34% on **DD #184**, with no waivers. Ayes: Altena, Arends, Huseman, Ringgenberg. Carried.

Arends assumed the Chair position for the remainder of the meeting.

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

Motion by Huseman, second by Altena, to **abate taxes** on a mobile home that was taxed as a building on leased land, parcel #0927227901, with past due taxes from 2000-2011 in the amount of \$401. Carried.

Motion by Ringgenberg, second by Altena, to **abate** 2014 and 2015 taxes on a mobile home that was junked, parcel #113562D1322, in the amount of \$300. Carried.

Motion by Huseman, second by Ringgenberg, to **abate** the 2005-2015 taxes of \$960 on a mobile home (parcel #0599641584) that has been sold, and transferred, and then disappeared, and cancel tax sale certificate #070113. Carried.

Motion by Altena, second by Ringgenberg, to **abate** the 2010-2012 taxes on a house that the City of Newell owns on 121 Mill St., parcel #1617379006, in the amount of \$406. Carried.

Env Health/Zoning Director Kim Johnson presented RAGBRAI Ordinance #5.10 to the Board for the 1st reading. Huseman requested that the fee increase from \$50 to \$100. Motion by Huseman, second by Altena to amend the fees in **Section 6 A of Ordinance #5.10**, from \$50 to \$100. Carried. Motion by Altena, second by Ringgenberg, to approve the 1st reading of **Ordinance 5.10** (RAGBRAI), as amended, and to set the 2nd reading for May 5, 2015, at 9:15 a.m. Carried.

Motion by Huseman, second by Ringgenberg, to appoint Brian Waldstein as a Commissioner for Classification of **DD #34 Lat 5** and **DD #34 Lat 7**, replacing Gary Grundmeier who was previously appointed, and to set the rate of pay for the **Commissioners** at \$75/half day, \$150/full day. Carried.

Brian Blomme presented the Commissioners Report on Classification of Benefits on **DD #34 Lat 5** which consists of approximately 4 miles of open ditch serving as an outlet for 5,147 acres of land. Lateral #5 Open Ditch was constructed as part of the overall facilities of DD #34 which included dredging the North Racoon River and construction of 9 lateral ditches. A levy to pay for the total cost of the 2014 Open Ditch Repair will be made by the Board of Supervisors acting as Trustees of the District after approval of this assessment schedule. Ringgenberg asked whether it made a difference if a commissioner owned land in the watershed, and Blomme stated that they cannot own land in the district and be a Commissioner. Ringgenberg stated that Marlowe Feldman owned land in DD #34 Lat 5 and Huseman commented that Marlowe's wife owned land in **DD #34 Lat 7**. Blomme apologized that the land ownership of Commissioner wasn't caught earlier. Both of the Commissioner Reports for DD #34 Lat 5 and DD #34 Lat 7 were taken off of the table, and the Auditor will contact another commissioner to replace Marlowe Feldman, and the process will start over.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of 4/21 as corrected, and the following **reports**: March Board of Health minutes & April agenda, January NW IA YES Center Board minutes & February agenda, Quarterly Recorder's Report of Fees Collected (Jan-Mar). Carried.

Motion by Ringgenberg, second by Altena, to approve the **Liquor License Application** for Lake Creek Country Club for a Class C Liquor License, Outdoor Service, and Sunday Sales. Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign a 3 year engagement for Hunzelman Putzier to perform the FY'15 (\$30,000), FY'16 (\$31,000) and FY'17 (\$32,000) **annual financial audits**, not to exceed the listed limits unless a Single Audit is required due to the amount of federal funds spent meets or exceeds the threshold. Carried.

Supervisors Meeting Reports: Altena informed the Board that the BV County Trails was approved to receive funds from the Community Foundation Grant to be used for trail signs.

Sheriff Kory Elston introduced his new **deputy** Jason Hayes. Elston also informed the Board that they he will be starting a new Communications **dispatcher** soon, replacing Jeri Kolpin, who retires in May. Elston has received permission from IDOT to shut down Hwy 110 northbound traffic from D15 to Storm Lake, during **RAGBRAI**, and route vehicles on a different county road.

Bldg/Grounds Supt. Steve Hammen presented information to the Board regarding the current electric heating system of the Courthouse. Electricity is expensive, and the rates have gone up, and will continue to go up 3% each year. Hammen is proposing a **boiler**, replacing the electric coils with steam. The boiler is eligible for a rebate from Alliant Energy of \$800-\$1,500. Hammen is projecting the energy expenses to be \$29,000-\$35,000 per year, which would be back to what it used to be before the increases by Mid-American. Hammen estimates that in 7 years, the project would be paid back. The Board will discuss this later in their meeting.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Ringgenberg, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Ringgenberg. Motion carried.

Motion by Huseman, second by Ringgenberg, to go out of **closed session** at 11:05 a.m. Carried.

Deputy Treasurer Joan Martin and Drainage Clerk Kristina Konradi came back to the Board with more drainage districts that they recommend levies on. Motion by Altena, second by Huseman, to set a 330% levy for **DD #190** with 10 year waivers and 5% interest, set a 48% levy on **DD #192**, with no waivers, set a 13% levy on **DD #121** with no waivers, and set an 11% levy on **DD #205** with no waivers. Carried.

The Board discussed the boiler idea that Bldg/Grounds Supt. Steve Hammen presented earlier, and whether to do this project this summer, which would take a budget amendment, or wait until next summer. Motion by Ringgenberg, second by Altena, to authorize Bldg/Grounds Supt. Steve Hammen to proceed and obtain quotes for the purchase of a new **boiler** for the Courthouse. Carried.

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

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-THIRD MEETING, 2015 SESSION (23)
MAY 5, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 5, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to **amend today's agenda** by adding an additional action item to approve of the asphalt contract. Carried

Motion by Merten, second by Altena, to approve the final estimate on 2014 asphalt project **LFM-R-1378--7X-11** in the amount of \$742,617.26, and project **FM-CO11(102)--55-11** in the amount of \$1,147,295.27 to Heartland Asphalt of Mason City, IA, and to authorize the Chair to sign. Carried.

Engineer Jon Ites informed the Board that the **FY'15 IA DOT Secondary Road Budget Amendment #1** has been approved.

Engineer Jon Ites presented his official letter of **retirement**, with his last day being June 12, 2015. Motion by Huseman, second by Ringgenberg, to accept the retirement of Jon Ites as County Engineer, with his last day being June 12, 2015. Carried.

Env Health/Zoning Director Kim Johnson presented information regarding a construction permit for Jim Hultgren in Section 18, Nokomis Township. Motion by Merten, second by Huseman, to approve **Resolution #2015-05-05-A** Jim Hultgren's Construction Permit, in Section 18, Nokomis Township. Carried.

RESOLUTION 2015-05-05-A

Recommending approval of the James Hultgren 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 addition of one new 1200 head finishing barn with deep pit manure storage has been submitted by James Hultgren on April 3, 2015; and

WHEREAS, the Board of Supervisors published a notice in the Pilot Tribune on April 11, 2015 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on May 5th, 2015, for the purpose of receiving public comment; with responses provided: None.

WHEREAS, the Board of Supervisors shall submit the recommendation within 30 days of DNR receipt of application (April 14th, 2015),

WHEREAS, the Board of Supervisors, has assembled their comments with knowledge provided for submission to the DNR; None

NOW THEREFORE BE IT RESOLVED that the Buena Vista County Board of Supervisors hereby recommend approval of the construction application of the James Hultgren Application.

PASSED, APPROVED AND ADOPTED this 5th day of May, 2015.

/s/ Dale Arends, Chairperson, Board of Supervisors...../s/ Leigh Madsen,
Deputy Auditor

Env Health/Zoning Director Kim Johnson presented RAGBRAI Ordinance #5.10 to the Board for the 2nd reading. Motion by Ringgenberg, second by Huseman, to approve the 2nd reading of **Ordinance 5.10** (RAGBRAI), and to set the 3rd reading for May 19, 2015, at 9:30 a.m. Ayes: Altena, Arends, Huseman, and Ringgenberg. Nays: Merten Carried.

Motion by Altena, second by Huseman, to approve the **minutes** of 4/28 as printed, today's **claims approval list**, and the following **reports**: March BV County Trails Advisory Committee minutes, April Sheriff's Report of Fees Collected. Carried.

Supervisors Meeting Reports: Arends attended NW Planning & Rides; and has had several meetings concerning the Avian Flu, Ringgenberg attended Early Childhood Iowa;

B. V. County Trails Advisory Committee Chairman Jon Kruse informed the Board that the Bike signs will be funded by the Buena Vista County Foundation. The drive signs have been ordered but have not yet arrived. Kruse has received a quote for printing of the BVTAC Trails Plan Booklets. The low quote is \$639.00 for 500 booklets. Color-ize is donating up to 6' x 7' banners to be used for RAGBRAI and other events throughout the county. Posts will also be needed to display the banners. Motion by Merten, second by Ringgenberg to fund up to \$1,000 to the **Trails Advisory Council** for booklets and sign expense to be paid from the General Basic and Rural Basic Funds that have been committed for the trails project. Carried.

Motion by Merten, second by Altena, to appoint Rodney Plagman as a Commissioner for Classification of **DD #34 Lat 5** and **DD #34 Lat 7**, replacing Marlowe Feldman who was previously appointed. Carried.

10:05 a.m.—the Chair placed a call to the Sac County Board of Supervisors to discuss a levy on **Jt. DD #274**. All members of both Boards were present for the teleconference along with Sac County Deputy Auditor Renee Roland and BV County Deputy Auditor Leigh Madsen. Motion by Merten, second by Hecht, to appoint Dale Arends as Chairman. Carried. Motion by Merten, second by Hecht, to appoint Renee Roland as Secretary. Carried. Motion by Huseman, second by Drake, to set a levy on Jt. DD #274 at 8%, with no waivers. Carried. (The complete minutes of the Jt. DD #274 teleconference is recorded in the appropriate drainage records.)

IT Director Tyler Van Houten updated the board on the **fiber optic project**. He met earlier in the day with the City of Storm Lake regarding the project.

ISG Engineer Brian Blomme presented the Commissioners Report on Classification of Benefits on **DD #34 Lat 5** which consists of approximately 4 miles of open ditch serving as an outlet for 5,147 acres of land. Lateral #5 Open Ditch was constructed as part of the overall facilities of DD #34 which included dredging the North Raccoon River and construction of 9 lateral ditches. A levy to pay for the total cost of the 2014 Open Ditch Repair will be made by the Board of Supervisors acting as Trustees of the District after approval of this assessment schedule. Motion by Arends, second by Merten, to tentatively accept the Commissioners Report on Classification of Benefits on DD #34 Lat 5. Carried. Motion by Huseman, second by Ringgenberg, to and to set a public hearing for June 16, at 11:00 a.m. in the public meeting room. Carried.

ISG Engineer Brian Blomme presented the Commissioners Report on Classification of Benefits on **DD #34 Lat 7** which consists of approximately 4 miles of open ditch serving as an outlet for 4,364 acres of land. Lateral #7 Open Ditch was constructed as part of the over facilities of DD #34 which included dredging the North Raccoon River and construction of 9 lateral ditches. A levy to pay for the total cost of the 2014 Open Ditch Repair will be made by the Board of Supervisors acting as Trustees of the District after approval of this assessment schedule. Motion by Ringgenberg, second by Merten, to tentatively accept the Commissioners Report on Classification of Benefits on DD #34 Lat 7. Carried, Motion by Altena, second by Huseman to set a public hearing for June 16, at 10:00 a.m. in the public meeting room. Carried.

Tom Huseman left the meeting at 12:00.

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.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Merten, second by Ringgenberg, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Altena, to go out of **closed session** at 12: p.m. Carried.

Motion by Ringgenberg, second by Altena to authorize the chair to sign the **Administration of Joint Defense Fund document**. Carried.

Motion by Altena, second by Merten, to set the Public Hearing on the BV County **FY'15 Budget Amendment #2** for May 26, at 9:00 a.m. Carried.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 12:35 p.m. until Tuesday, May 19, at 8:30 a.m. for a regular session. Carried.

Leigh Madsen, Deputy Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-FOURTH MEETING, 2015 SESSION (24)
MAY 19, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 19, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to approve Contract #11-CO11-096, of Heartland Asphalt, Inc., Mason City, IA, for **Project #FM-CO11(96)--55-11**, in the amount of \$844,929.25(C25 project), and Project #L-FM-R(82)--7X-11, in the amount of \$1,631,720.85(C29 project). Carried.

Engineer Jon Ites received a request from C. J. Bean, to purchase 10 loads of sand to be used in the horse arena of the BV County Fair. Ites stated that it would be the Board's decision, since it would be coming from the gravel pit that is used for County road maintenance. C. J. Bean and Kevin Jesse were present for the discussion. Bean commented that the Extension Council would pay for the hauling, if Secondary Roads couldn't do it. Motion by Altena, second by Huseman, to donate 10 loads of sand, to be used in the horse arena at the **BV County Fair**, to help load the material, but the hauling would be paid for by the Extension Council. Carried.

Engineer Jon Ites received a draft letter from ISG Engineer Evan Del Val, for the Board's consideration, to send to Mr. Jack Edwards, of the **Dakota Access Pipeline**, regarding Buena Vista County inspection services with the proposed Dakota Access Pipeline Project. Ites suggested that the letter be signed by the Board Chair rather than himself. Ites stated that this is the first step, in designating what ISG would be reimbursed for, regarding the pipeline inspection project. The consensus of the Board was to have the letter prepared for the Chair to sign at their next meeting.

Engineer Jon Ites informed the Board that his tile foreman stated that the upper reaches of DD #34, the first mile and a half, is in need of a cleanout. Ites recommends that the Board pass this information along to the District Watchman. Motion by Ringgenberg, second by Altena, to assign the District Watchman to look at the upper mile and a half of **DD #34** for a proposed cleanout. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **underground utility permit** of Iowa Lakes Electric Cooperative, Estherville, IA, for a single phase, 7,200 volt power line, bored under 650th St., 1,055' east of its intersection with 200th Ave., in Newell Township, for a new service. Carried.

Engineer Jon Ites asked the Board how they wanted to proceed with the purchase of a **motor grader**, which is in the FY'16 budget, whether they wanted to negotiate, take bids, or quotes. Ites stated that it takes 3-5 months to go through the process and actually receive a new machine. The consensus of the Board was to take quotes for a new motor grader.

Case Management Administrator Alicia Gatzemeyer reviewed her department's activities. They are currently serving 56 consumers. The RFP's had to be in to the State by May 8th for the Managed Care Provider for **Case Management**.

Case Management Administrator Alicia Gatzemeyer reviewed the FY'16 Projected Cost Report for Case Management. No decision has been made on the CCMS contract, so she has left it in currently. Gatzemeyer is also requesting to reduce her hours down to 35 hours per week, maybe as soon as June, which would affect her cost report. By leaving the CCMS contract amount in, and reducing Gatzemeyer's hours to 35, the total cost per unit will be \$50.47. The

Board discussed whether to continue with CCMS another year, or to go through with their intent to withdraw. Gatzemeyer commented that when the State awards the contracts for Case Management, the County run Case Management would be done by June, 2016. Motion by Ringgenberg, second by Altena, to approve reducing Alicia Gatzemeyer's hours to 35 hours per week, beginning June 1, 2015, at a salary of \$39,202.80, with a 3% increase July 1 to \$40,367.60. Carried. Motion by Merten, second by Huseman, to approve the FY'16 Projected Cost Report for Case Management, and to authorize the Chair to sign. Carried.

Env Health/Zoning Director Kim Johnson presented RAGBRAI Ordinance #5.10 to the Board for the 3rd reading. Motion by Ringgenberg, second by Huseman, to approve and to authorize the Chairman to sign the 3rd Reading of Ordinance #5.10. Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: Merten. Carried. The ordinance becomes effective upon publication.

BUENA VISTA COUNTY ORDINANCE NO. 5.10

Title: AN ORDINANCE TO ASSIST COUNTY OFFICIALS CONTROL THE PUBLIC HEALTH AND SAFETY ISSUES CREATED BY THE INFUSION OF A LARGE NUMBER OF PEOPLE IN THE COUNTY WHEN THE DES MOINES REGISTER'S ANNUAL GREAT BICYCLE RIDE ACROSS IOWA (RAGBRAI) ARRIVES IN BUENA VISTA COUNTY ON JULY 19, 2015 AND DEPARTS ON JULY 20, 2015.

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

SECTION 1- PURPOSE: The purpose of this ordinance is to control safety and well being of the public during the RAGBRAI event, July 19, 2015 and July 20, 2015.

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

"Vendor" any person, association, club, group, corporation, organization, or other entity that sells or distributes any foods, beverages, services, or any other merchandise to the public or erects a temporary stand or distribution area along the official route path in the unincorporated areas of Buena Vista County.

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

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

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

SECTION 4 – PERMITS: Applications for Vendors permits for the unincorporated areas of Buena Vista County may be obtained from Environmental Health Department; a vendor fee will be required.

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

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

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

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

SECTION 6-FEES:
\$ 100.00

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

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

(C) A \$100.00 cleanup deposit is required for each permit. This money will be refunded if the vendor complies with this ordinance and the site is completely cleaned by noon the day after event.

SECTION 7 – NON-GLASS CONTAINERS: To promote safety during RAGBRAI, all beverages sold within 500 yards of the Official RAGBRAI Route in the unincorporated areas Buena Vista County, Iowa, by food and beverage vendors on July 19, 2015 and July 20, 2015, shall be provided in non-glass containers only. This requirement shall also apply to any existing business, restaurant, service station, grocery or other establishment selling or providing beverages on its premises or in an outdoor setting open to the public.

SECTION 8- JURISDICTION: The jurisdiction shall be considered any unincorporated area within Buena Vista County exterior boundaries.

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

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

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

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

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

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

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

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

PASSED, APPROVED AND ADOPTED this 19th day of May, 2015.

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

Env Health/Zoning Director Kim Johnson received information regarding an MMP for the Potter Site in Section 32, Newell Township. This would be for a 2,400 head hog facility. Motion by Huseman, second by Altena, to set the public hearing on the **MMP** for the Potter Site in Section 32, Newell Township, for June 2, at 9:00 a.m. Carried.

Engineer Brian Blomme and Engineer Eric Yunginger, ISG, received a request from Kim Kischer for a proposed surface pipe repair and bridge removal in DD #34 Lat 2, Section 9 of Fairfield Township. It was determined that the previous contractor buried rock inappropriately, but since this is now over two years since the project was completed, the contractor cannot be held responsible for the repair. Blomme recommends installing an additional 30" pipe next to the current 30" pipe to be reinstalled, to help with the water retainage, thereby improving drainage to the area. Yunginger reviewed the bridge removal that is needed in the area. The abutment came down on its own, hasn't been used in quite some time. Blomme has contacted a couple contractors to see if they were available to remove this abutment as soon as possible, if the Board approves. Merten asked whether it was the responsibility of the landowner to remove the abutment. Blomme mentioned that if there is rebar, it needs to be removed, as they cannot leave rebar in the open channel of the ditch. Blomme thought it was best to have the County remove the abutment, to be sure that it is removed, and discuss later whether to charge it back to the landowner. The estimated cost of the project is \$7,500 for the proposed surface pipe repair and bridge removal. Motion by Ringgenberg, second by Arends, to direct the District Watchman to discuss these repairs with the County Engineer, to see whether to have Secondary Roads perform the repairs, or to have ISG proceed in contacting a contractor and negotiating a price for the proposed surface pipe repair and bridge removal in **DD #34 Lat 2**, in Section 9 of Fairfield Township. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the proposed tile repair for 4 locations in **DD #34 Lat 2**, located in the NE ¼ SE ¼ of Section 16, Fairfield Township, in the amount of \$2,400. Carried.

Motion by Altena, second by Huseman, to approve and authorize the Chair to sign the proposed tile repair for 2 locations in **DD #83**, located in the E1/2 NW ¼ of Section 29, Barnes Township, in the amount of \$1,300. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the proposed tile repair in **DD #205**, located in the NE ¼ NE ¼ of Section 13, Coon Township, in the amount of \$3,500. Carried.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Huseman, second by Merten, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Ringgenberg, second by Merten, to go out of **closed session** at 11:10 a.m. Carried.

Treasurer Sherie Elbert and Deputy Treasurer Joan Martin presented information regarding a line adjustment plat that was done in 2005 between two parcels, and nobody has paid the taxes on this piece in a long time, so there are back taxes of \$245. The owner of the south parcel is willing to pay \$125 for their share of the back taxes, and then quit claim the piece to Carl Bellows, the landowner to the north. An abatement of \$119.50 would need to be done. Motion by Merten, second by Altena, to **abate** \$119.50 of back taxes on parcel #1232300011. Carried.

Motion by Huseman, second by Ringgenberg, to approve the **minutes** of 5/5 as printed, today's **claims approval list**, and the following **reports**: Hunzelman, Putzier & Co. Accountant's Compilation Report, Iowa Supervisor's survey, BV County Solid Waste April minutes & May agenda, May Clerk of Court Report, April BVCS Early Childhood Iowa 3-County Board Meeting report, April NWIPDC Policy Council minutes, April Safety Committee minutes. Carried.

Motion by Merten, second by Altena, to authorize the Chair to sign the 2015 **County Weed Commissioner Certification Form**, appointing Greg Johnson as Weed Commissioner for Buena Vista County. Carried.

Motion by Huseman, second by Merten, to authorize the Chair to sign the **Statement of Support for the Guard and Reserve**. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the **Rolling Hills Community Services Region Chief Executive Officer Contract**, which covers the counties of Buena Vista, Calhoun, Carroll, Cherokee, Crawford, Ida, and Sac, that are within said Region. Carried.

The Board discussed the mental health advocate per request of the Rolling Hills Mental Health Region. Legislation states that the mental health advocates will be reappointed July 1, with the County to have oversight, and the advocate will be a part-time employee of each of the counties. The Region would like to see the advocate position be through the Region, and not each individual county. No action was taken on this today.

Supervisors Meeting Reports: Altena attended the Solid Waste Commission meeting.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 11:50 a.m. until Tuesday, May 26, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-FIFTH MEETING, 2015 SESSION (25)
MAY 26, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, May 26, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, and Merten. Nays: none. Abstentions: none.

Secondary Road Report: Asst. Engineer Bret Wilkinson reported that they are working on driveways, gravel, and hope to start mowing this week. Kooiker is working on the entrance at Goldsmith Pit and will move to the last culvert project in the SW ¼ of Section 11 of Maple Valley Township. John Deere and Caterpillar have been contacted to bring in a demo motor grader in for the guys to look at and try out.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **underground utility permit** of Long Lines, Sergeant Bluff, IA, for a fiber optic line along 50th Ave/M31 and 520th St. in Sections 23, 24, 26, and 35 of Elk Township, to service 5320 50th Ave., Alta. Carried.

Motion by Altena, second by Huseman, to approve and authorize the Chair to sign the Form of Agreement between BV County **DD #34 Lat 6** and L. A. Carlson Contracting, Inc., for open ditch cleanout and repairs, in the amount of \$166,921.95. Carried

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the letter to **Dakota Access Pipeline** regarding inspection services. Carried.

Motion by Huseman, second by Merten, to approve and authorize the Chair to sign the **ISAC HIPAA renewal** for FY'16 at a cost of \$1,750. Carried.

Motion by Altena, second by Merten, to authorize the Chair to sign **Wellmark's Authorization to Release Group Health Information to Group Services**. Carried.

Motion by Merten, second by Huseman, to authorize the Chair to sign the **Request for Third Party Explanation of Benefits & Authorization to Release Protected Health Information to Group Services**. Carried.

Motion by Merten, second by Altena, to approve the **EOB service agreement** for \$10/employee/year. Carried.

Motion by Altena, second by Huseman, to authorize the Chair to sign the **Health Plan Authorized Representative Designation**. Carried.

The Chair opened the public hearing for the second FY'15 Budget amendment. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Huseman, second by Merten, to close the public hearing. Carried. Motion by Merten, second by Altena, to approve the **FY'15 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

Increase total transfers (both in and out by \$23,442) for a total of \$2,451,232				
Increase activity	1100	General Basic Fund (0001)	Dept 04	\$13,227
Increase activity	1100	General Suppl Fund (0002)	Dept 04	\$3,615
Increase activity	1200	General Basic Fund (0001)	Dept 71	\$984
Increase activity	1520	General Suppl Fund (0002)	Dept 31	\$10,000
Increase activity	3200	General Basic Fund (0001)	Dept 21	\$10,000
Increase activity	3200	General Suppl Fund (0002)	Dept 21	\$10,000
Increase activity	4521	Case Mgmt Fund (0006)	Dept 62	\$45,640
Increase activity	4411	Mental Health Fund (0010)	Dept 60	\$200,000
Increase activity	6320	General Basic Fund (0001)	Dept 91	\$7,500
Increase activity	6320	Rural Basic Fund (0011)	Dept 91	\$2,500
Increase activity	7000	Secondary Road Fund (0020)	Dept 20	\$13,910
Decrease activity	7010	Secondary Road Fund (0020)	Dept 20	-\$9,875
Increase activity	7100	Secondary Road Fund (0020)	Dept 20	\$145,030
Decrease activity	7110	Secondary Road Fund (0020)	Dept 20	-\$70,250
Decrease activity	7120	Secondary Road Fund (0020)	Dept 20	-\$49,000
Increase activity	7130	Secondary Road Fund (0020)	Dept 20	\$58,260
Increase activity	7140	Secondary Road Fund (0020)	Dept 20	\$57,000
Decrease activity	7200	Secondary Road Fund (0020)	Dept 20	-\$180,890
Decrease activity	7210	Secondary Road Fund (0020)	Dept 20	-\$82,660
Decrease activity	7220	Secondary Road Fund (0020)	Dept 20	-\$31,150
Decrease activity	7230	Secondary Road Fund (0020)	Dept 20	-\$18,180
Increase activity	8010	General Suppl Fund (0002)	Dept 02	\$616
Increase activity	8110	General Basic Fund (0001)	Dept 07	\$700
Increase activity	9000	General Basic Fund (0001)	Dept 01	\$3,275
Increase activity	9010	General Basic Fund (0001)	Dept 02	\$500
Increase activity	9030	General Basic Fund (0001)	Dept 98	\$7,500
Increase activity	9100	General Basic Fund (0001)	Dept 51	\$4,500
Increase activity	9110	General Basic Fund (0001)	Dept 52	\$15,000
Increase activity	9230	General Basic Fund (0001)	Dept 97	\$14,150
Increase activity	0200	Secondary Road Fund (0020)	Dept 20	\$1,167,050
Increase activity	0220	General Basic Fund (0001)	Dept 52	\$10,000 Carried.

Env Health/Zoning Director reviewed the request for a Minor S/D for Marlin W. Anderson Estate in Section 36 of Fairfield Township. Motion by Merten, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-05-26-A** Minor S/D for Marlin W. Anderson Estate in Section 36 of Fairfield Township. Carried.

RESOLUTION 2015-05-26-A

WHEREAS the Marlin W. Anderson Estate, Stuart C. Anderson and Kristin A. Griffin have presented preliminary and final plat (of survey) on the following described property:

DESCRIPTION (W, A, B, C, W) (PARCEL H)

A Parcel of land in the South Half of the Northwest Quarter of Section 36, Township 92 North, Range 35 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the southwest corner of the Northwest Quarter of Section 36, Township 92 North, Range 35 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 89° 00'07" east (south 89 degrees 00 minutes 07 seconds east) along the south line of the Northwest Quarter of said Section 36; a distance of 2641.81 feet to the east line of the Northwest Quarter of said Section 36; thence north 01° 09' 52" east along said east line a distance of 383.34 feet; thence north 89° 00' 07" west a distance of 2642.67 feet to the west line of the Northwest Quarter of said Section 36; thence south 01° 02' 08" west a distance of 383.34 feet to the point of beginning. All bearings stated in this description are based on the assumption that the west line of the Northwest Quarter of said Section 36 has a bearing of south 01° 02'08" west. The area of the above described Parcel of land is 23.253 acres which includes 0.352 acres of highway right of way 33 feet in width along the west line of the above described parcel of land.

WHEREAS, the final plat meet 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 (W, A, B, C, W) (PARCEL H)

A Parcel of land in the South Half of the Northwest Quarter of Section 36, Township 92 North, Range 35 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the southwest corner of the Northwest Quarter of Section 36, Township 92 North, Range 35 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 89° 00'07" east (south 89 degrees 00 minutes 07 seconds east) along the south line of the Northwest Quarter of said Section 36; a distance of 2641.81 feet to the east line of the Northwest Quarter of said Section 36; thence north 01° 09' 52" east along said east line a distance of 383.34 feet; thence north 89° 00' 07" west a distance of 2642.67 feet to the west line of the Northwest Quarter of said Section 36; thence south 01° 02' 08" west a distance of 383.34 feet to the point of beginning; is hereby accepted subject to the following if any: none.

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

DESCRIPTION (W, A, B, C, W) (PARCEL H)

A Parcel of land in the South Half of the Northwest Quarter of Section 36, Township 92 North, Range 35 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the southwest corner of the Northwest Quarter of Section 36, Township 92 North, Range 35 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 89° 00'07" east (south 89 degrees 00 minutes 07 seconds east) along the south line of the Northwest Quarter of said Section 36; a distance of 2641.81 feet to the

east line of the Northwest Quarter of said Section 36; thence north 01° 09' 52" east along said east line a distance of 383.34 feet; thence north 89° 00' 07" west a distance of 2642.67 feet to the west line of the Northwest Quarter of said Section 36; thence south 01° 02' 08" west a distance of 383.34 feet to the point of beginning; and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 26th day of May, 2015.

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

Sheriff Kory Elston informed the Board that he received a \$2,000 **Community Foundation Grant** for an enclosed trailer.

Sheriff's Department update: Monday, they will start testing for Sergeant, and 3 of the current employees have applied for this position, which Elston hopes to have filled by July 1; Elston informed the Board of problems they have been having with the jail software, which he has been told that the issues are due to XP operating system. They currently don't have a maintenance contract, but they have received a proposal for a contract which would cost between \$11,000 - \$25,000 per year; Elston will be working on new law enforcement contracts with the various towns in the County; Elson is also working on Courthouse security, and hiring part-time officers to cover these duties; RAGBRAI was discussed, and Elson thinks that he can handle the extra work load, by using reserves and retired officers, making sure the funds are there to pay them, and to be sure they are covered under the County's insurance; Elson informed the Board that he has hired a dispatcher and still has one open position to be filled.

Motion by Huseman, second by Altena, to approve the **minutes** of 5/19 as printed, and the following **reports**: April Board of Health minutes and May agenda & update, and May Safety minutes. Carried.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Altena, second by Huseman, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten. Motion carried.

Motion by Merten, second by Altena, to go out of **closed session** at 10:30 a.m. Carried.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 11:00 a.m. until Tuesday, June 2, at 8:30 a.m. for a regular session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

BOARD OF SUPERVISORS MEETING

TWENTY-SIXTH MEETING, 2015 SESSION (26) JUNE 2, 2015

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 2, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, and Ringgenberg. Nays: none. Abstentions: none.

Secondary Road Report: Kooiker is finishing up on the last of the 6 culverts to be repaired, the last was the Goldsmith culvert that had collapsed. The crusher has moved in to the Whitney Pit. Their new mower tractor is up and running; they are working on driveways and spot rock.

Asst. Engineer Bret Wilkinson asked the Board if they were still in favor of having the Secondary Road employees stay away from taking **winter vacations**. The consensus of the Board was to continue with the same policy as in the past, not allowing the Secondary Road employees to take winter vacations.

Motion by Huseman, second by Altena, to approve the **cigarette permit** application for Sparky's One Stop, and to authorize the Auditor to sign. Carried.

Motion by Altena, second by Ringgenberg, to approve the **cigarette permit** application for R & B Convenience, DBA West Lake General Store, and to authorize the Auditor to sign. Carried.

Motion by Ringgenberg, second by Huseman, to **void and reissue** the following checks: #247620 for \$100 issued 08/26/2014 to Ray Wilson; #248959 for \$10.92 issued 12/02/2014 to Cassi Skog; #249206 for \$103.95 issued 12/16/2014 Ken Hach; #249436 for \$22.29 issued 1/13/2015 and #249768 for \$8.56 issued 02/10/2015 to Renae Chilton; #248680 for \$13.52 issued 11/18/2014 to Donna Hunter; #250003 for \$111.44 issued 2/24/2015 to Brett Michael; #913495 for \$55.56 issued 7/3/2014 to Dennis Gutz; Stamped Warrant #184228 for \$3.70 issued 2/12/2013 to Dan Ehlers; Stamped Warrant #184400 for \$223.51 issued 5/21/2013 to Storm Lake Times as they have been lost. Carried.

Motion by Ringgenberg, second by Huseman, to **void** the following check and reissue back to its respective fund: Check #245354 for \$5.20 issued 03/25/2014 to Edward Madsen (0011 Rural Services Fund). Carried.

Motion by Ringgenberg, second by Altena, to declare the following as **excess equipment** and authorize its disposal by the I.T. Department and Bldg/Grounds: CRT Monitor, NEC Corporation, JC-1576UMA, S/N 7Y00100YA; UPS 1500, Compaq, T1500 XR NA, S/N YOPAJZR21W; UPS 1000, Compaq, T1000 XR NA, S/N UT362A0485; UPS 3000, APC, SC3000, S/N QS0317310150; Desktop, Gateway, E4100, S/N 0034053957; LCD Monitor, Dell, IN1910NB, S/N CNOJ349N; LCD Monitor, Acer, V223W, S/N ETLC30813803; UPS 450, APC, SC450RMN4, S/N AS0903161124; UPS 450, APC, PS450RMN4, S/N NS0046250064; Dell

Desktop, Dell, Dimension 3000, S/N HJ5JT61; LCD Monitor, HP, 3P9621D, S/N CNC5140XNR; LCD Monitor, Dell, E198WFPf, S/N CNORW195728727AU; LCD Monitor, Planar, PL1920M, S/N PL03351400186; Net Switch, 3COM, 3C85400, S/N 4PZA009781; Net Switch, 3COM, 3C16980, S/N 06007ZNV2EFA; LCD Monitor, View Sonic, VE710B, S/N PLQ044706783i; UPS 620, APC, SC620, S/N 380647X69420; LCD Monitor, Planar, P1920M, S/N PL942S1400300; Doc Scanner, Cannon, DR-3080C II, S/N DF302968; LCD Monitor, Gateway, FPD1730, S/N MUL7007A0121456; Printer, HP, LaserJet 1320n, S/N CNHC5750MG; Desktop, HP, DC5800, S/N MXL84908T5; Desktop, HP, DC5800, S/N MXL911048B; Desktop, Gateway, E4100, S/N 0033916782; Desktop, HP, DC5800, S/N MXL9110458; Desktop, HP, DC5100mt, S/N 2UA5200PHK; Desktop, HP, 3340, S/N 2UA33409VL; Printer, HP, LaserJet 4050TN, S/N USCC001788; LCD Monitor, NEC Corporation, LCD1920NX, S/N 3530837QA; LCD Monitor, View Sonic, VLCDS227020-1, S/N D5063D; LCD Monitor, HP, L1902, S/N CNC5132462; LCD Monitor, HP, D5063D, S/N CN2360C622; LCD Monitor, HP, D5063D, S/N CN2360D117; LCD Monitor, HP, K1750, S/N 3CQ8171KYG; LCD Monitor, Acer, V1713, S/N ETL10DO9201; LCD Monitor, Gateway, TFT1780PS, S/N MW676BON05718; LCD Monitor, Dell, E198WFPf, S/N CN0MC04064180626412c; UPS 1000, APC, SUA100RMA2U, S/N AS071330318; UPS 700, APC, SC700, S/N N50010133184; UPS 700, APC, SC700, S/N QS0317121272; UPS 1300, APC, SC1300, S/N JB0727001422; UPS, Eaton, 5110, S/N JY483A8984; Desktop, Gateway, E6610Q, S/N 0040473984; Desktop, Gateway, E4100, S/N 1098412501; CRT Monitor, Gateway, LP2407, S/N MXH77DOC00484; Printer, HP, DeskJet 6988, S/N VCVRA0510; Digital Tablet, Summagraphics, MMII, S/N 01033800719302324; Desktop, Gateway, E6500, S/N 0036774965; CRT Monitor, Gateway, EV700, S/N HDE2K5011855; Printer, HP, LaserJet III, S/N 12614; Digital Tablet, Summagraphics, MMII, S/N 010454001E706340702; Scanner, ScanJet, 5200C, S/N SD91M100R8; Laptop, HP, 4446, S/N L3-BKTSW; Laptop, HP, 6710B, S/N CNU7431BSC; Laptop, Lenovo, 2746, S/N NDU S/NMLFLECO; Scanner, EPSON, J12iA, S/N EJ4V04171; Scanner, EPSON, J121A, S/N EHQV019924; Mower, Poulan, 22 Inch, S/N 96112004105; Cooler, Culligan, Water Cooler, S/N 022310M012960. Carried.

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

Motion by Huseman, second by Altena, to approve the **minutes** of 5/26, as printed. Carried

Supervisor Meeting Reports: Altena attended the Upper Des Moines Opportunity meeting last week; Arends attended the NW IA Planning, RIDES, MAP21, Regional Workforce Investment Board, and RC & D meetings.

The Chairman open the **Public Hearing** on the new **MMP** for ARK. Management for the Potter Site in Section 32 of Newell Township with Env Health/Zoning Director Kim Johnson, Andy Kosky, Keith Movall, and Tony Bodholdt present. This is for a 2,400 head, 960 animal unit, finishing hog facility, which is under the Master Matrix. Both Movall and Bodholdt commented that they were concerned with the tile in the area and the high water table in the area, and having runoff going in to the Potter Pond. Johnson also mentioned that she received a letter from Marissa Morenz, who is not happy with the location of the site. The Board asked that today's comments be forwarded on to the DNR, which Johnson will do. Motion by Huseman, second by Altena, to close the public hearing. Carried.

The Board discussed the IDDA request sent to all 99 counties, to contribute to the IDDA litigation fund for the legal defense of the drainage districts in BV, Calhoun, and Sac Counties. The request is for a 3 year commitment of \$5,000 per year. Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **IDDA Resolution #2015-06-02-A**, committing \$5,000/year for three years, to the IDDA litigation fund, for the legal defense of the drainage districts in BV, Calhoun, and Sac Counties. Carried.

RESOLUTION #2015-06-02-A

Whereas, the Des Moines Waterworks has filed suit under the Clean Water Act against drainage districts in Buena Vista, Calhoun and Sac Counties, and;

Whereas, the suit would seek to regulate agricultural practices which are currently exempt from regulation under the Clean Water Act, and;

Whereas, the suit, if successful would impose regulatory burdens upon drainage districts and the landowners in those districts, and;

Whereas, the suit, if successful, would require drainage district trustees to exercise powers that are not legally available to them under existing state law, and;

Whereas, the suit would irreparably harm drainage rights, operations and row crop production in this county, and;

Whereas, it is recognized that the suit, while filed against a small number of districts would, if successful, be applicable to all districts in Iowa and in other states, and;

Whereas, it is recognized that a strong legal defense must be made against the lawsuit, and;

Whereas, it would be in the best interests of Iowa counties to directly support the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties and to have the Iowa Drainage District Association participate in the case if requested by Belin McCormick Law Firm, the attorneys retained by Buena Vista, Calhoun and Sac Counties, in order to represent the interests of all drainage districts in Iowa.

Now, therefore be it resolved that the Buena Vista County Board of Supervisors pledges financial support to help fund the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties; and it is understood that IDDA will disperse said monies to Buena Vista, Calhoun and Sac Counties at their request.

Now, therefore be it further resolved that the financial support will be in the amount of \$5,000/year for three years payable to the IDDA litigation fund for the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties. If the lawsuit is resolved in a prompt fashion and the second or third years of the financial support is not necessary, the IDDA board will notify the county that the additional financial support is not necessary.

Dated this 2nd day of June, 2015.

Buena Vista County Board of Supervisors

/s/ Dale Arends, Chairman of the Board

Supervisors Meeting Reports-continued: Huseman and Altena attended the Lake Improvement Commission Meeting.

Bldg/grounds Supt. Steve Hammen presented quotes that he received for a new hot water **boiler** for the Courthouse. He received quotes from Tessiers Inc., for a 750,000 BTU 98% efficient unit for \$132,900, Rasmussen Mechanical Services, for a 600,000 BTU 98% efficient unit for \$86,559, and from Seiler Plumbing & Heating, Inc., for a 750,000 BTU 98% efficient unit for \$79,750. The life expectancy of the boiler is 10-15 years. Hammen would like to see the work stay in the County, and would recommend Seiler Plumbing & Heating, Inc. The Board will take action on this project next week.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Altena, second by Ringgenberg, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Ringgenberg. Motion carried.

Motion by Ringgenberg, second by Altena, to go out of **closed session** at 10:08 a.m. Carried.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 10:10 a.m. until Tuesday, June 9, at 1:00 p.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-SEVENTH MEETING, 2015 SESSION (27)
JUNE 9, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 9, 2015 at 1:00 P.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, Merten (arrived at 1:04 p.m.), 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Jane Weber, **BV County Fair** Board Member, thanked the Board for their support of the Fair, and informed them about the various activities planned for the upcoming BV County Fair, July 22-26. They are trying to encourage more people to attend the fair, and have reduced their admission to \$1. The carnival will be back this year, and they will also be having a community church service on Sunday morning at the fairgrounds. Weber stated that they did receive a \$12,500 Foundation Grant for security lighting at the fairgrounds. Weber asked the Board if they would like to sign up to help with gate admission, and passed around a sign-up sheet.

Env Health/Zoning Director received a copy of the draft permit from IDNR for **James Hultgren**. The Board has 14 days if they wanted to take any further action. No action was taken.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 6/2 as printed, and the following **reports**: March Emergency Management Commission minutes, May Department Head minutes, June Safety Committee minutes, May Sheriff's Report of Fees Collected, April Upper Des Moines Opportunity minutes and May agenda, Upper Des Moines Opportunity 2014 Annual Report. Carried.

Treasurer Sherie Elbert informed the Board that the County is holding a tax sale certificate on a parcel in Alta, and Gary Nepple has requested to purchase the parcel, paying the \$458 in back taxes and \$20 in current taxes. Motion by Huseman, second by Merten, to approve and authorize the Chair to sign **BVPB Certificate #040115**, on parcel #0926129019, over to Gary Nepple for \$478. Carried.

Motion by Merten, second by Altena, to approve the **fireworks permit** for Scott Robbins for July 4, 2015, with Robbins being responsible for all liability and safety. Carried.

Motion by Altena, second by Huseman, to approve the **fireworks permit** for Nickolas & Erica Fassler for July 3, 2015, with Fasslers being responsible for all liability and safety. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2015-06-09-A**, for the Iowa Department of Transportation. Carried.

RESOLUTION #2015-06-09-A

BE IT RESOLVED by the Board of Supervisors of Buena Vista County, Iowa, that Bret Wilkinson, the County Engineer of Buena Vista County, Iowa, as of June 13, 2015, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all Farm-to-Market and Federal or State aid construction projects in this county.

Dated at Buena Vista County, Iowa, this 9th day of June, 2015.

/s/ Dale Arends, Chair, Paul Merten, Tom Huseman, Don Altena, and Rhonda Ringgenberg,
Board of Supervisors, Buena Vista County, Iowa.....Attest: Susan K.
Lloyd, County Auditor

Bldg/Grounds Supt. Steve Hammen reviewed the quotes that he had presented the Board last week, for purchase of a new boiler for the Courthouse. Motion by Huseman, second by Altena, to approve the quote of Seiler Plumbing & Heating, Inc., for a 750,000 BTU, 95% efficiency **boiler**, in the amount of \$79,750. Carried.

Motion by Merten, second by Ringgenberg, to approve the proposal of Taylor Contracting to close-in a doorway in the **Cayuga St. Annex**, for a total of \$880. Carried.

Tom Schuetz, **Group Services**, met with the Supervisors for a health insurance planning session and to discuss the Cadillac tax.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 4:10 p.m. until Tuesday, June 16, at 8:30 a.m. for a regular session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-EIGHTH MEETING, 2015 SESSION (28)
JUNE 16, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 16, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Altena, second by Ringgenberg, to accept the low bid of Star Energy, for **fuel** of 12 cents over the rack price for all locations. Merten commented that in the past, the bids were split between various locations, to give the local company some business. Wilkinson commented that in the past, there was a penny difference in price, and this time there isn't a savings for any location. Carried.

Motion by Ringgenberg, second by Huseman to approve the contract of Seneca Company, to monitor the **LUST site** on Hudson Street, at a cost of \$8,365.20. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **fireworks permit** for Robert Witzke for July 1-5, 2015, with Witzkes being responsible for all liability and safety. Carried.

Motion by Huseman, second by Altena, to approve the **fireworks permit** for Robert & Rosa Carmichael for July 3, 2014, with Carmichaels being responsible for all liability and safety. Carried.

Motion by Merten, second by Altena, to approve the City of Sioux Rapids Resolution #709 to place **stop signs** on Thomas St. (County Road C-13) at Fourth Street and Eighth Street. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-06-16-A**, establishing Right-of-Way of Record for Drainage Districts. Carried.

RESOLUTION #2015-06-16-A

WHEREAS, the Board of Supervisors directed I&S Group to research the drainage district records of Buena Vista County in order to create a GIS layer of the drainage district center lines and their right-of-way; and,

WHEREAS, some drainage districts have no recorded documentation establishing their right-of-way; and,

WHEREAS, Iowa Code section 468.27 sets out the procedure in establishing the permanent easement right-of-way of record based on dimensions of the open ditch itself, berms and the unleveled spoil piles on each side of the open ditch;

BE IT THEREFORE RESOLVED, the Board of Supervisors of Buena Vista County, by this resolution, establishes the permanent easement of any Drainage District open ditch for which no recorded dimension currently exists. The width of permanent easement is based upon the dimensions of the facility pursuant to Iowa Code section 468.27. The attached table defines the established right-of-way of record.

PASSED, APPROVED AND ADOPTED this 16th day of June, 2015.

/s/ Dale Arends, Chairperson.....Attest: Susan K. Lloyd, Auditor & Secretary of the Board

**DRAINAGE DISTRICT
RIGHT-OF-WAY
BUENA VISTA COUNTY**

DD	ROW WIDTH (ft)	Sections	Township
DD1	100	Entire Ditch	
DD1 LAT 1	90	21,16,9	Newell
	115	8, 5	Newell
DD3	100	Entire Ditch	
DD20	80	21	Newell
	100	3,10,15,16	Newell
DD32	75	Entire Ditch	
DD34 LAT 1	75	Entire Ditch	
DD34 LAT 2	100	Entire Ditch	
DD34 LAT 3	75	26, 27	Lincoln
	80	34	Lincoln
DD34 LAT 4	75	24,19	Scott
	66	30, 29, 28	Lincoln
DD34 LAT 5	100	Entire Ditch	
DD34 LAT 6	100	Entire Ditch	
DD34 LAT 7	100	Entire Ditch	
DD34 LAT 8	80	Entire Ditch	
DD34 LAT 9	66	Entire Ditch	
DD34 MAIN	80	4,5,8	Poland
	66	17, 20,19,30	Poland
	66	25, 26, 35	Lee
	120	34, 33	Lee
	100	4,5,8,17,16,21	Lincoln
	120	28, 33	Lincoln
	120	3,10,15,14,23,26,25	Grant
	100	36	Grant
	100	1,12	Providence

DD83	90	5	Scott	
	90	32		Barnes
	100	19,20,29		Barnes
DD101	80	Entire Ditch		
DD106	100	Entire Ditch		
DD180	80	Entire Ditch		
DD183	125	Entire Ditch		
DD184	100	Entire Ditch		
DD205	80	11,12	Coon	
	90	13		Coon

Motion by Merten, second by Ringgenberg, to approve the payment due to B & W Control Specialists, Algona, IA, for chemical treatment spraying for the following Jt. drainage districts: **Jt. DD #16-30-92 OD** (\$235.50), **Jt. DD #16-30-92 MOD** (\$2,435.75), and **Jt. DD #19-26 MOD** (\$1,052.00). Carried.

Motion by Merten, second by Ringgenberg to set a public hearing for July 21, at 9:00 a.m. for a **FY'16 budget amendment**. Carried.

Motion by Merten, second by Altena, to approve the purchase of a Bobcat 590 **skid loader**, to pay \$22,000 from the remaining balance in the Conservation budget, and to finance the remaining balance over a 3-year period. Carried.

Motion by Huseman, second by Altena, to place ISG Work Order #B2015-03 on inactive status, regarding a request received for proposed tile repair on **DD #83**, which is a private tile outlet, and is the responsibility of the landowner to repair. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 6/5 as corrected, today's **claims approval list**, with the exception of pulling out the SHIELD Technology Corp claim for \$10,000, and to approve the following **reports**: May BV County Solid Waste Commission minutes, May Accountant's Compilation Report for the BV County Solid Waste Commission. Carried.

The Chair opened the **Public Hearing** on the **DD #34 Lat 7 Commissioners' Report for Reclassification of Benefits**, with Engineers Brian Blomme and Jacob Hagen, I & S Group, Deputy Treasurer Joan Martin, Drainage Clerk Kristina Konradi, Robert Brummer, and Paul Fullenworth present. The Auditor confirmed that the notice was published as required. The Commissioners appointed were Rodney Plagman and Brian Waldstein, along with Blomme. Motion by Ringgenberg, second by Huseman to close the public hearing. Carried. Motion by Merten, second by Altena, to approve the Commissioners' Report for Reclassification of Benefits on DD #34 Lat 7 with the schedule contained. Carried. Motion by Ringgenberg, second by Huseman to set the levy factor of 1.0 for DD #34 Lat 7, to raise \$309,950, for fall collection. Carried. Motion by Huseman, second by Altena to set a 10 year waiver on DD #34 Lat 7, with interest of 5%. Carried.

The Chair opened the **Public Hearing** on the **DD #34 Lat 5 Commissioners' Report for Reclassification of Benefits**, with Engineers Brian Blomme and Jacob Hagen, I & S Group, Deputy Treasurer Joan Martin, Drainage Clerk Kristina Konradi, Doris Fondroy, and Paul Fullenworth present. The Auditor confirmed that the notice was published as required. The Commissioners appointed were Rodney Plagman and Brian Waldstein, along with Blomme.

Motion by Ringgenberg, second by Merten to close the public hearing. Carried. Motion by Merten, second by Altena, to approve the Commissioners' Report for Reclassification of Benefits on DD #34 Lat 5 with the schedule contained. Carried. Motion by Altena, second by Ringgenberg to set the levy factor of 1.15 for DD #34 Lat 5, to raise \$174,978.25, for fall collection. Carried. Motion by Ringgenberg, second by Altena to set a 10 year waiver on DD #34 Lat 5, with interest of 5%. Carried.

12:15 p.m.--The time having arrived for the **teleconference** call with Sac County, to set levies for **Jt. DD #64-105** and **Jt. DD #76-133**. All members of both Boards were present for the teleconference along with Sac County Drainage Clerk Renee Roland and Auditor Susan Lloyd. Motion by Drake, second by Merten, to appoint Hecht as Chair and Roland as Secretary. Ayes all. Motion carried. Motion by Arends, second by Drake, to approve recommended assessments as follows: JT DD #64-105 – 94%, and JT DD #76-133 – 3456%. Motion rescinded by Arends. Motion by Arends, second by Drake, to approve recommended assessment for JT DD #64-105 of 94%, to generate \$16,362.27. Ayes all. Motion carried. Motion by Stock, second by Ringgenberg, to approve recommended assessment for JT DD #76-133 of 3456%, with a 10 year waiver available at 5% interest. Ayes all. Motion carried. Motion by Stock, second by Merten to adjourn the joint teleconference at 12:30 p.m. Ayes all. Motion carried. (The complete minutes of the Jt. DD #64-105 and Jt. DD #76-133 teleconference is recorded in the appropriate drainage records.)

Other topics discussed included: Secondary Road report, Conservation & Weed Department update, Mid American rate change, nuisance properties, and Supervisor meeting reports. (The complete text of the minutes is on file in the Auditor's Office and online at: http://www.bvcountyiowa.com/index.php/board_of_supervisors/supervisors_minutes)

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 12:33 p.m. until Wednesday, June 17, at 12:30 p.m. for a special session in Sac City. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-NINTH MEETING, 2015 SESSION (29)
JUNE 17, 2015**

The Buena Vista County Board of Supervisors met in special session on Wednesday, June 17, 2015 at 12:30 P.M. in the Sac County Conference Room, Sac City, IA, with the Calhoun and Sac County Boards of Supervisors, regarding the Des Moines Water Works lawsuit. Sac County members in attendance were: Ranell Drake, Dean Stock, and Rick Hecht, with Drainage Clerk Renee Rolland as Clerk for the Sac County Board; Calhoun County members in attendance were: Gary Nicholson, Mike Cooper, Scott Jacobs, and Drainage Attorney David Wollenzien, with Deputy Auditor Karen Noreen as Clerk for the Calhoun County Board; and Buena Vista County members in attendance were: Altena, Huseman, and Merten, with Auditor Susan Lloyd as Clerk for the Buena Vista County Board. Absent: Arends and Ringgenberg.

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

Motion by Merten, second by Huseman, to **designate** Sac County Drainage Clerk Renee Roland to record the minutes, if there is a closed session. Carried.

Hecht started the discussion of the administration of the Joint Defense Fund, and appointing two members to the committee. IDDA has appointed Keith Dencklau and John Torbert as their representatives on the committee. The suggestion was made to have 1 member from two of the counties for the first year, and then 1 member would go off of the committee, and the remaining county would appoint a representative. Calhoun County questioned what happens if there is a tie since there are four members on the committee, and the agreement doesn't address that. Merten commented that Sac County should have a member on the committee for 2 years since they have the majority of the drainage districts listed in the lawsuit. Motion by Drake, second by Hecht, to appoint Stock as the Sac County representative on the Joint Defense Fund Committee, for a 2-year term. Carried.

Motion by Huseman, second by Altena, to appoint Merten as Buena Vista County's representative on the Joint Defense Fund Committee, for a 1-year term. Carried.

At 1:17 P.M., Motion by Merten, second by Altena, to go in to closed session, and the Sac County Board of Supervisors voted to go in to **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Their motion carried.

At 1:53 P.M., the Sac County Board of Supervisors voted to come out of **closed session**. Their motion carried. Motion by Merten, second by Huseman to come out of **closed session** at 1:53. P.M. Carried.

No action was taken, after the **closed session**.

There being no further business, motion by Merten, second by Huseman, to adjourn the meeting at 1:53 p.m. until Tuesday, June 23, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

BOARD OF SUPERVISORS MEETING

THIRTIETH MEETING, 2015 SESSION (30) JUNE 23, 2015

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 23, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Env Health/Zoning Director Kim Johnson discussed her unused **vacation** time with the Board. Per Kim's request, 51.90 hours of vacation will be removed from her account, leaving her carryover at 40 hours.

Engineer Bret Wilkinson presented a vacation carryover request from Terry Galvin to carry over an additional 5 days of vacation. Motion by Ringgenberg, second by Altena, to approve Terry Galvin's request to carry over an additional 5 days of **vacation**. Carried.

Engineer Bret Wilkinson received a request from the Gun Club for donated gravel, of up to 10 loads. Wilkinson asked the Board if they wanted to donate the gravel, donate the truck for hauling, donate the man power to deliver the gravel, or what they wanted to do with the request. Wilkinson will adjust his operations to accommodate the request, if the Board so chooses. The Board delayed action on the request until later in the meeting.

Secondary Road report: Nelson Rock is driving pile on the bridge; Fort Dodge Asphalt wants to start crack sealing tomorrow; Mobile Crushing is crushing in the Whitney Pit; all of the County drive trail signs are up; they are spot graveling south of Storm Lake; and they are repairing drainage tiles and cross pipes in the county.

Motion by Huseman, second by Merten, to approve the **fireworks permit** for Ellsworth Jeppeson, Jr., for July 4, with Jeppeson being responsible for all liability and safety. Carried.

Motion by Ringgenberg, second by Altena, to approve the **fireworks permit** for Monica Rice for July 3, with Rice being responsible for all liability and safety. Carried.

Motion by Altena, second by Huseman, 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., DBA Sparky's One Stop. Carried.

Insurance Agent Steve Stille reviewed the **insurance renewals** for the County's insurance. Stille commented that the workers comp is going to see a substantial reduction in premium this next year of \$40,733, due to rate changes and the EMOD being lowered from .91 to .79. Stille complimented the Supervisors, Department Heads, and employees of BV County, for their great safety efforts. Arends stated that he received the denial of coverage from the insurance company, regarding the DMWW lawsuit, and is not happy with that decision. Stille

commented that he is on the County's side, and tried his best to persuade EMS for coverage. No action was taken on the renewal today.

Case Management Administrator Alicia Gatzemeyer discussed the CMMHDS contract with the Board. Previously the Board sent a letter to ISAC/CMMHDS stating that they were going to cancel their contract for case management services. Gatzemeyer recommends revoking the previous decision, and to continue with ISAC/CMMHDS for Case Management services for another year. Motion by Ringgenberg, second by Altena, to authorize the Chair to sign a letter to ISAC/CMMHDS to withdraw their previous request to leave **CMMHDS**, and to continue with ISAC/CMMHDS for Case Management services for another year. Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: None. Abstention: Merten. Motion carried.

EMA Director Aimee Barritt and NWIPDC Executive Director Ted Kourousis discussed the Hazard Mitigation Plan application and funding. The current plan expires July 11, 2018. The cost of the renewal will be \$40,000, and the State/Federal funding will be \$30,000 (\$22,500 cash from the State/Federal + \$7,500 soft match), leaving a \$10,000 cash match needed from the County. Motion by Ringgenberg, second by Merten to authorize the expenditure of up to \$10,000 from County funds, to be spread over two fiscal years, for the **Hazard Mitigation Plan application**. Carried.

I.T. Director Tyler Van Houten presented a renewal contract for internet and phone service for the County and Clerk of Court, with VAST. Van Houten received contracts for a 3-year and a 5-year term, and recommends that the Board approve a 3-year contract with VAST. Motion by Huseman, second by Merten, to approve a 3-year contract with **VAST** for phone and internet services for the County offices and Clerk of Court, and authorize the Chair to sign. Carried.

Payroll Deputy Leigh Madsen asked the Board if they intended to continue to allow part-time employees that work 20 hours per week, to obtain **health insurance**, and pay half of the cost. The consensus of the Board was to continue with the current policy, of allowing employees to obtain health insurance, and pay half of the cost.

Sheriff Department update: The Sergeant position was filled, Deputy Anderson will be promoted to Sergeant as of July 1; they have attended training sessions for crowd control and water rescue; DNR has found a used hoist at Black Hawk Lake to be used for the older DNR boat that the Sheriff's Department can use, and it will be hauled back here and placed at the Storm Lake Marina, at no cost to the County; Deputy Hayes will be attending the Academy from August-December; they will be renewing their CPR certification and blood borne pathogen training; the Communications Center is testing for another opening; May's Jail inmate average was 22; Wednesday, there will be tactical training, involving the jail staff.

Motion by Merten, second by Altena, to authorize the Sheriff to sign the **Shield Technology** and **Accurate Controls** contracts. Carried.

Sheriff Kory Elston mentioned that **Pastor Don Keeler** has been visiting the jail on his own time, and talking with prisoners. Elston commented that Keeler has done a great job, and he really appreciates his services.

Sheriff Kory Elston reviewed the Gun Club's request for a contribution of \$1,500 from the Sheriff's Department to support their new range they are planning to build. Most materials have been donated and they are trying to do the work themselves. The City of Storm Lake has also been asked to donate, along with the Sheriff Reserve Association. The consensus of the Board was to allow Sheriff Elston to donate \$1,500 to the Gun Club, if there are funds in his budget. Motion by Huseman, second by Ringgenberg, to donate 150 ton of gravel to the **Gun Club**, with the club being responsible for hauling. Carried.

Sheriff Kory Elston has prepared **law enforcement contracts** for all of the small cities, excluding Alta, and will be sending them to the City Clerks for their approval, before coming to the Board.

Engineer Brian Blomme, ISG, was present for the Board's consideration of the Storm Lake Airport Commission's request for assistance and relief from ponding issues on their land, which they believe are caused by a damaged drain tile that is property of **DD #177**. Blomme presented previous reports and investigations that were done, which stated that farming practices should take full advantage of this relief by installing grass waterways to accommodate the flow of surface runoff during large rain events. Trees have been removed off of the tile line, in part of the maintenance of DD #177. Blomme stated that the system is doing exactly what it is supposed to do, by having the water pond on the airport property and then it gradually drains into the file. Blomme doesn't see any farm land within the DD #177 watershed that is need of an improvement. According to the report by previous County Drainage Engineer Darel Burns, the system is working as it was intended to. Blomme recommends sending the March, 2014 report back to the Airport commission, to let them know that the system is operating the way it was intended, when it was created in 1977. The Chair will be meeting with the City officials on July 2, and will deliver a copy of the report to them.

Engineer Brian Blomme, ISG, reviewed the proposed **Resolution by BV County Drainage Districts on Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts**, reviewing the highlights. It was the consensus of the Board, and the recommendation of Blomme, to send a copy of the proposed resolution to the Drainage attorney for his review. Blomme also reviewed the application form.

Engineer Brian Blomme, ISG, presented information regarding the upper end of DD #34 MOD, showing photos of the condition of the upper 1.75 miles, which shows sediment bars, a couple areas that need side slope repairs, pipe replacement, and bank stabilization. Motion by Merten, second by Ringgenberg, to appoint ISG as the Engineer, to do an investigation of survey and cost estimate, for repairs to the upper end of **DD #34 MOD**. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the 3-county letter that will be used to solicit funds for the **Defense Fund** of the Des Moines Water Works lawsuit. Carried

Motion by Merten, second by Altena, to approve the **Jt. DD #14-42** claim, payable to Clay County Secondary Roads, in the amount of \$159.92, for removal of beaver dams. Carried.

Motion by Merten, second by Huseman, to approve the minutes of 6/16 and 6/17 as printed, and the following reports: June Emergency Management Commission minutes and May NWIPDC Policy Council minutes. Carried.

There being no further business, motion by Altena, second by Merten, to adjourn the meeting at 1:14 p.m. until Tuesday, June 30, at 8:30 a.m. for a regular session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-FIRST MEETING, 2015 SESSION (31)
JUNE 30, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 30, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Altena, to approve 4 underground utility permits for the City of Storm Lake, for their fiber optic project, along C65 (Sections 21-24, Hayes Township), along C49 (Section 34, Washington Township), and along 120th Ave. (Sections 12-13, Hayes Township). Carried.

Secondary Road report: Nelson Rock is still working on the bridge, they will start the deck tomorrow, and will hopefully be done with the bridge in 3 weeks; Engineer and Board Chairman will meet with ISG and the Dakota Pipeline representatives this afternoon.

Motion by Merten, second by Huseman, to approve the minutes of 6/23 as printed, today's claims approval list, including adding an additional claim payable to Medicare Part A in the amount of \$2,273.00, and the following reports: June Storm Lake United Report, March CM & MHDS minutes, June Rolling Hills Governance Board meeting Report. Carried.

Assessor Kathy Croker discussed the BPTC applications that her office received, and reviewed the list of those parcels that should be disallowed. It is up to the Assessor to recommend disallowance, and for the Board to actually approve the disallowance, and to then notify each owner of the parcel that is being denied. Motion by Merten, second by Altena, to approve the list of BPTC Credits, accept the disallowance list as presented, and to authorize the Chair to sign the disallowance letters. Carried.

Motion by Merten, second by Huseman, to approve the **fireworks permit** for Kevin Dreher for July 3-4, with Dreher being responsible for all liability and safety. Carried.

Motion by Merten, second by Ringgenberg, to approve the **fireworks permit** for Rick Sievers, for July 15-17, with Sievers being responsible for all liability and safety. Carried.

Motion by Altena, second by Huseman, to approve the **fireworks permit** for James Drown for July 4, with Drown being responsible for all liability and safety. Carried.

Motion by Huseman, second by Merten, to approve the **fireworks permit** for Ketnarine Bourommarong for July 3-4, with Bourommarong being responsible for all liability and safety. Carried.

Motion by Altena, second by Ringgenberg, to approve the **fireworks permit** for Paul Fullerton for July 2-5, with Fullerton being responsible for all liability and safety. Carried.

Motion by Ringgenberg, second by Huseman to renew the **County's Insurance** for FY'16 through Stille Pierce & Pertzborn Agency. Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: Merten. Carried.

Storm Lake City Manager Jim Patrick presented information to the Board regarding the **dredge** activity. The City has discussed with the Lake Improvement Commission the possibility of contracting the dredge operation for the remainder of time, as it is difficult to find part-time employees from April through November, training issues, safety issues, and operations issues. The City sent out proposals to 9 companies, and received 4 proposals back, with the best proposal from Dredge America, Kansas City, MO, at \$1.50/cubic yard. The Lake Improvement Commission told the City of Storm Lake to negotiate a contract, as they get closer to the end of the dredging project. The proposal from Dredge America also includes buying all of the dredge equipment for \$1,000,000. Patrick stated that he knows that the County owns the dredge, but the City has paid for other equipment, the pipe, and has paid to have repairs done to the dredge. Patrick stated that he would get appraisals on the equipment. No action was taken.

Rolling Hills CEO Dawn Mentzer updated the Board on the first year of operations of the Rolling Hills Community Services Region. They have moved 15 individuals from RCF's to apartments, habilitation service homes or nursing facilities, which resulted in a cost reduction of \$328,205. Currently, there are 10 individuals in RCF's with 4 pending discharges. Nine individuals discontinued work activity and transitioned to alternative services, with a cost reduction of \$87,000. Mentzer also reviewed the Crisis Stabilization Services, the jail diversion pilot project, Supported Employment grant, Calhoun County Services, and Peer/Family Support Services. Mentzer commented that the Region gets a lot of support from the providers, and that is greatly appreciated. Motion by Merten, second by Altena, to approve the **28E Agreement Sharing of Mental Health Advocate Costs** between Buena Vista, Calhoun, Crawford, Ida, and Sac Counties, and authorize the Chair to sign. Carried.

Motion by Altena, second by Merten, to approve and to authorize the Chairman to sign **Resolution 2015-06-30-A** appropriating funds for FY'16 to departments at 100% per the FY'16 budget. Carried.

RESOLUTION 2015-06-30-A

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year commencing July 1, 2015, in accordance with section 331.434 (Sec 6) 2015 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 2015-16 are hereby appropriated at 100% to the department or office listed in the 2015-16 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, 2015.

Section 3. In accordance with section 331.437 of the 2015 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 2015-16 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 FY2015-16 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, 2016.

PASSED AND APPROVED, June 30, 2015.

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

Motion by Ringgenberg, second by Huseman, to approve and to authorize the Chairman to sign **Resolution 2015-06-30-B** authorizing interfund operating transfers from the General and Rural Funds to the Secondary Road Fund, and local option sales tax funds from "Local Option Sales Tax Funds for Secondary Roads" (0019) to the Secondary Road Fund as detailed in the FY'16 budget. Carried.

RESOLUTION 2015-06-30-B

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

WHEREAS, said operating transfers are in accordance with section 331.432, 2015 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 \$160,654.00 is ordered transferred from the General Basic Fund to the Secondary Road Fund with one-half the amount (\$80,327.00) transferred no earlier than July 1, 2015, and the last one-half transferred no earlier than January 1, 2016.

The sum of \$1,653,800.00 (Rural Basic levy) is ordered transferred from the Rural Services Basic Fund to the Secondary Road Fund (levy) with one-half the amount (\$826,900.00) transferred no earlier than July 1, 2015 and the last one-half transferred no earlier than January 1, 2016.

Section 2. The total maximum transfer from the General Basic Fund to the Secondary Road Fund shall not exceed \$160,654.00 (levy) and the total maximum transfer from the Rural Basic Fund to the Secondary Road Fund shall not exceed \$1,653,800.00 (levy) all for the fiscal year beginning July 1, 2015.

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'15 received by the county, estimated for budget purposes at \$450,000.

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 30, 2015.

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

Motion by Ringgenberg, second by Merten, to approve and to authorize the Chairman to sign **Resolution 2015-06-30-C** regarding the designation of a portion of the FY'15 General Fund and Rural Fund ending fund balances (June 30, 2015) for the **Drive Trails and County Trail System**. Carried.

RESOLUTION 2015-06-30-C
Drive Trail & County Trail System
Designated/Committed Ending Fund Balances

WHEREAS, Buena Vista County included \$100,000 in its FY'15 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 started, but not completed by June 30, 2015; 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'14 budget adopted by the Buena Vista County Board of Supervisors included the last tax asking of \$50,000 for the County Trail System (or 1/8th of total \$400,000) in FY'14; and,

WHEREAS, no Buena Vista County Trail projects have commenced as of June 30, 2015; 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 \$370,614.49 in the FY’15 General Basic ending fund balance, and, \$123,538.16 in the FY’15 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 30th day of June, 2015.

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

Motion by Merten, second by Altena, to approve and to authorize the Chairman to sign **Resolution 2015-06-30-D** regarding the designation of a portion of the General Fund ending balance (June 30, 2015) for the **FY’16 Heritage Tour** expenditures. Carried.

**RESOLUTION 2015-06-30-D
BV County Heritage Tours
Designated/Committed Ending Fund Balance**

WHEREAS, Buena Vista County received \$828 in FY’10 to be used for Heritage Tours for schools in Buena Vista County, which were received into the General Fund for expenditure, and

WHEREAS, a portion of those funds were not expended in FY’15 and the remainder of those funds will be spent in FY’16,

NOW THEREFORE BE IT RESOLVED, by the Buena Vista County Board of Supervisors, that \$242.86 in the General Fund ending fund balance is hereby designated and committed for expenditure on Heritage Tours only.

PASSED AND APPROVED this 30th day of June, 2015.

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

Motion by Ringgenberg, second by Merten, to approve and to authorize the Chairman to sign **Resolution 2015-06-30-E** regarding the designation of a portion of the General Supplemental Fund ending balance (June 30, 2015) for future purchase of new voting equipment. Carried.

RESOLUTION 2015-06-30-E

**BV County Voting Machines
Designated/Committed Ending Fund Balance**

WHEREAS, Buena Vista County purchased their existing voting equipment in June, 2005 and March, 2006, and

WHEREAS, Buena Vista County wants to set aside funds to replace the existing voting equipment in the near future, and

WHEREAS, Buena Vista County designated and committed \$110,000 of the General Supplemental Fund in the FY'15 budget for the future purchase of new voting equipment,

NOW THEREFORE BE IT RESOLVED, by the Buena Vista County Board of Supervisors, that \$110,000 in the General Supplemental Fund ending fund balance is hereby designated and committed for expenditure on new voting equipment only.

PASSED AND APPROVED this 30th day of June, 2015.

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

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Huseman, second by Altena, to go into closed session under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Ringgenberg, to go out of closed session at 10:30 a.m. Carried.

Drainage Attorney Gary Armstrong commented about his review of the proposed Resolution By Buena Vista County Drainage Districts, prepared by IDDA, in regards to the pipeline project. Armstrong stated that there should be something in the resolution, in the general liability section, stating that there is no pollution exclusion. Armstrong will send this request to IDDA, as this resolution will be used across the state, and it should be uniform.

There being no further business, motion by Huseman, second by Merten, to adjourn the meeting at 10:52 a.m. until Tuesday, July 7, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

BUENA VISTA COUNTY

APRIL – JUNE 2015
CLAIMS LISTING

4IMPRINT, INC. 409.52; A & A AUTOMOTIVE 286.70; A & M LAUNDRY, SERVICES INC 150.00; ACCURATE CONTROLS INC 10,743.63; ADVANCED PEST TECHNOLOGY 1,495.00; ADVANCED SYSTEMS, INC 777.00; ADVANCED SYSTEMS, INC. 1,164.46; AFLAC 6,929.85; AG PARTNERS LLC 287.08; AHRENDSEN, KARLA 217.51; ALBERT CITY CORP 4,050.00; ALBERT CITY, CITY OF 209.30; ALCOPRO INC 137.00; ALLERDINGS, ANDREW 73.30; ALLIANT ENERGY 13,526.75; ALPHA WIRELESS COMMUNICATIONS 735.61; ALTA CORP 4,050.00; ALTA LITTLE WARRIOR PRESCHOOL 13,560.00; ALTA MUNICIPAL UTILITIES 368.44; AMERICAN LEGION POST 299 75.00; ANDERSON, RICHARD 100.00; ARMSTRONG, CAROLYN 663.41; ARNOLD MOTOR SUPPLY 6,749.82; ARNOLD MOTOR SUPPLY 22.16; ARTISAN SURFACES 166.00; AUEN, NANCY 60.26; B V CO SECONDARY ROAD 1,904.21; B V COUNTY HEALTH DEPT 24,028.22; B V COUNTY SOIL CONSERVATION 1,750.00; BAIER, BRUCE 17.12; BAILEY, DAN 23.76; BAILEY'S TEST STRIPS & THERM'R 99.00; BANKCARD SERVICES 9,715.17; BARAHONA, RAQUEL 153.94; BARCO MUNICIPAL PRODUCTS, INC 460.26; BARRETT, CONNIE 69.75; BARTLEY, JOSIE 238.27; BENNETT, ASHLEY 501.55; BJK PUMP & GAS CO INC 842.63; BLACK HAWK COUNTY SHERIFF 47.67; BLACK, JAMES F 8.03; BLI LIGHTING SPECIALISTS 420.00; BOB BARKER COMPANY INC 504.41; BOGUE, PAMELA 326.48; BOLTON & MENK, INC 1,229.50; BOMGAARS 7,839.20; BOWLES, JESSICA 37.06; BRIGGS HEALTHCARE 213.54; BRINGLE, LISA 1,032.54; BRUNER, BRUNER, REINHART, 486.00; BUCHHOLZ, SHARON 125.73; BUENA VISTA CO AUDITOR 6,132.25; BUENA VISTA CO EMS ASSOCIATION, %KIRK REETZ 3,750.00; BUENA VISTA CO TREASURER 740.00; BUENA VISTA CO. SHERIFF 1,312.68; BUENA VISTA COUNTY 1,847.74; BUENA VISTA COUNTY FAIR, BV CO AGRICULTURAL SOCIET 10,000.00; BUENA VISTA COUNTY JOURNAL 2,156.44; BUENA VISTA REG MEDICAL CENTER 175.86; BUENA VISTA REG MEDICAL CENTER 83.04; BUENA VISTA RIFLE&PISTOL CLUB 1,500.00; BUILDERS SHARPENING & SERVICE 23,389.99; BURKE ENGINEERING SALES CO. 2,490.00; BUSINESS FORMS & SYS CO 610.90; BUSS, JON 30.00; BV CO EMPLOYEE HEALTH FUND 329,802.42; BV CO EMPLOYEE HEALTH FUND 19,914.02; BV CO EMPLOYEE HEALTH FUND 8,872.26; BV CO EMPLOYEE HEALTH FUND 19,769.12; BV CO/DISASTER SERVICES/HAZMAT 30,312.50; BV STATIONERY & PRINTING 13,403.83; CAASA 2,500.00; CALHOUN COUNTY AUDITOR 36,937.00; CALHOUN COUNTY PUBLIC HEALTH 2,609.87; CALHOUN COUNTY SHERIFF DEPT 866.95; CALHOUN-BURNS & ASSOC INC 12,303.40; CARNINE, KIM 513.92; CARROLL COUNTY CASE MANAGEMENT 66.32; CARROLL COUNTY SHERIFF 1,073.50; CASE MANAGEMENT & 627.00; CASKEY, DARLENE 400.00; CCDA C/O SCOTT NELSON 40.00; CCMS, COUNTY CASE MGMT. SERVICE 621.50; CCP INDUSTRIES INC 1,045.23; CDW GOVERNMENT INC 31,510.09; CENTRAL IOWA DISTRIBUTING INC 2,218.05; CENTURY LINK 2,397.73; CENTURY LINK 75.22; CERRO GORDO CO SHERIFF 16.00; CERTIFIED TESTING SERVICES INC 4,977.00; CHASE, ERIC 27.64; CHEMCO, INC. 1,006.23; CHEROKEE COUNTY AUDITOR 21,670.18; CHEROKEE COUNTY SHERIFF 1,315.95; CHEROKEE COUNTY WORK SERVICES, (CCWS) 14,015.09; CHILDRENS IMAGINATION STATION 2,610.00; CIRCLE K 93.32; CIRRUS PHOTO 1,920.00; CITY OF SIOUX CITY, SIOUX CITY FIRE RESCUE 8,610.50; CLAY COUNTY SHERIFF 66.00; COLLECTION SERVICES CENTER 4,259.52; COLOR-IZE INC 4,395.30; COMMERCIAL SIGN & DESIGN 220.00; COMMUNITY BROADCASTING INC, FINANCE DEPARTMENT 1,372.44; COMPASS POINTE 5,065.00; CONTROL SYSTEM SPECIALISTS LC 475.00; COOGAN, MELINDA 146.59; COOK, CINDY S. 171.50; CORDS, VANCE 30.00; COST ADVISORY SERVICES INC 4,125.00; COUNTRY CARE CENTER CORP 4,692.00; CRAWFORD COUNTY HOME HEALTH & 51,468.64; CRAWFORD COUNTY SHERIFF 1,174.59; CRESCENT ELECTRIC SUPPLY CO. 444.43; CRETEX CONCRETE PRODUCTS 22,466.16; CRILLY, KAREN 141.78; CRIPPIN, DAVID 900.00; CROKER, KATHRYN 974.35; CRYSTEEL TRUCK EQUIP INC 1,976.00; CULLIGAN 532.65; CUSTOM CAGE, INC. 1,180.00; DAKOTA COUNTY SHERIFF 27.68; DANIELS, TOM 105.68; DARREN'S CLOTHING 87.00; DEAN & ASSOCIATES 300.00; DECK LAW 608.14; DELTA DENTAL PLAN OF IOWA 21,446.72; DENNIS P. FITZGERALD 90.00; DES MOINES STAMP MFG CO 145.10; DEYTA LLC 270.00; DIAMOND MOWERS INC 22,051.10; DICKINSON, MACKAMAN, TYLER & 14,808.00; DIGITAL-ALLY, INC 530.00; DOUGLAS COUNTY SHERIFF 100.00; DRIVER, PHILLIP R 23.86; DUARTE, FANNY 40.00; DURIEZ SAENGCHANPHENG, STEPHANIE 1,152.94; EHLERS, DAN 32.51; ELBERT, SHERIE 957.47; ELECTION SYSTEMS & SOFTWARE 16,179.69; ELECTRONIC ENGINEERING 99.75; ELECTRONIC TRANSACTIONS 12,643.27; ELLINGSON, DEAN K 95.25; EMERGITECH INC 628.53; ESRI INC 5,600.00; FAITH, HOPE & CHARITY INC 260.00; FAMILY RESOURCE CENTER 7,006.48; FAREWAY STORE 1,990.68; FARMERS COOPERATIVE CO

45.50; FASTENAL COMPANY 273.82; FELDMAN, MARLOWE 194.94; FERGUSON ENTERPRISES INC 2.85; FIBELSTAD, MARIE 726.00; FILTER CARE OF NEBRASKA 470.95; FIRE PROOF PLUS INC 444.50; FIRE SERVICE TRAINING BUREAU 295.00; FIRST COOPERATIVE ASSOCIATION 6,551.44; FITZPATRICK AUTO CENTER INC 2,149.20; FLANIGAN, TOM 300.00; FORT DEARBORN LIFE INSURANC CO 693.00; FRANK DUNN CO 280.00; FRATZKE & JENSEN FUNERAL HOMES 825.00; FRONTIER 386.25; GALBRAITH, LOUISE 945.28; GARBAGE HAULING SERVICE 1,278.00; GATZEMEYER, ALICIA 26.79; GEBERS, ALLYSON 22.04; GENESIS DEVELOPMENT 31,142.37; GRAFFIX 249.80; GRAHAM TIRE CO 31,599.31; GREAT AMERICA FINANCIAL SVCS 455.98; GREENE COUNTY AUDITOR 34.34; GREENE COUNTY SECONDARY ROADS 13,500.00; GRITTEN, JANET 164.25; GRONSTAL, CONNIE 225.00; GROWS GARBAGE SERVICE 400.00; GRP & ASSOCIATES 87.00; GUSTAFSON LAW FIRM 116.40; GUTZ, DENNIS 8.84; HABERL, PAM 125.19; HALDIN, RICHARD 245.60; HALDIN, STEVE 420.00; HALEY EQUIPMENT INC 709.10; HANDY HITCH MFG.INC 17,080.80; HARGENS COURT REPORTING 209.30; HAROLD ROWLEY RECYCLE CENTER 36,447.00; HARRISON TRUCK CENTERS 91.59; HAWK-I ELECTRIC, INC. 1,965.20; HEALTHCAREFIRST, %WELLS FARGO 5,425.80; HEALY EXCAVATING 3,750.00; HELLO DIRECT INC 284.85; HENRY CO SHERIFF'S DEPT 17.75; HOLIDAY INN DES MOINES AIRPORT 799.63; HOLLIDAY, DENNIS 200.00; HOLZHAUER MOTORS 47.04; HONDO'S SALES & SERVICE 6,205.45; HORNOR, KYLE 12.84; HOWARD CENTER INC 955.76; HOYT, SANDY 260.80; HUDSON LAW FIRM 576.00; HULTGREN IMPLEMENT CO 45.03; HULTGREN IMPLEMENT INC 268.68; HUMBOLDT COUNTY SHERIFF 17.00; HUNZELMAN PUTZIER & CO 247.79; HUSEMAN, THOMAS 508.63; HY-VEE INC 1,746.09; HY-VEE PHARMACY 27.00; I & S GROUP INC 49,570.04; IA COMMUNITES ASSURANCE POOL, ICAP 1,817.38; IA COUNTIES PUBLIC HEALTH ASN, LYNELLE DIERS, TREASURER 150.00; IACCB 1,500.00; IAR, IA ASSOCIATION REALTORS 45.00; ICEA 60.00; ICIT 600.00; ICUBE 150.00; IDA COUNTY AUDITOR 36,064.08; IDA COUNTY SHERIFF 257.54; IDA SERVICES INC 20,002.23; IGL TELECONNECT 455.00; IMAGETEK INC 75.00; IMMANUEL LUTHERAN PRE SCHOOL 1,320.00; ING LIFE INS & ANNUITIES 39.00; INLAND TRUCK, PARTS & SERVICE 5,866.24; INSIGHT PUBLIC SECTOR INC 4,273.59; INSPECTIONS & APPEALS, IOWA DEPARTMENT OF 83.14; INSTITUTE OF IOWA 615.00; INTERSTATE BATTERY SYSTEM 724.04; IOWA ALLIANCE IN HOME CARE 1,080.00; IOWA COUNTY ATTORNEYS ASSN, (ICAA) 589.00; IOWA COUNTY ATTORNEY'S CASE, MANAGEMENT PROJECT 6,350.00; IOWA DEPT OF NATURAL RESOURCES 25.00; IOWA DEPT OF NATURAL RESOURCES 700.00; IOWA DEPT OF TRANSPORTATION 5,699.10; IOWA DEPT PUBLIC SAFETY 3,927.00; IOWA DRAINAGE DIST ASSOC 5,000.00; IOWA HEALTH CARE ASSOCIATION 550.00; IOWA LAKES CORRIDOR DEV CORP 10,000.00; IOWA LAKES ELECTRIC COOP 1,992.97; IOWA LAKES REGIONAL WATER 744.35; IOWA LAW ENFORCEMENT ACADEMY 725.00; IOWA NATURAL HERITAGE FOUNDATI 250.00; IOWA PRISON INDUSTRIES 13,298.51; IOWA SECRETARY OF STATE 239.35; IOWA STATE ASSOC OF COUNTIES 1,900.00; IOWA STATE MEDICAL EXAMINER 8,312.97; IOWA STATE SHERIFFS & DEPUTIES 75.00; IOWA SUPREME COURT CLERK 17.00; IOWA WORKFORCE DEVELOPMENT 1,236.35; IPERS 215,874.40; IPERS, ASSESSOR'S OFFICE 8,264.40; IPMA-HR 527.50; ISAC 408.15; ISACA TREASURER 1,235.00; ISCTA 325.00; ISCTA DISTRICT III TREASURERS 41.00; I-STATE TRUCK CENTER 65.15; ITES, JON 40.00; JACKS UNIFORMS & EQUIPMENT 457.36; JACOBSON SUPPLY, LLC 223.55; JACOBSON, PAM 320.38; JANITORS CLOSET LTD 3,506.83; JOHNSON COUNTY SHERIFF 38.55; JOHNSON, GREGORY 10.00; JOHNSTON AUTOSTORES 49.38; JULIUS CLEANERS 854.55; KARL CHEVROLET 5,581.26; KESTEL, JEFF 148.73; KIDS WORLD INC 1,150.04; KIMBALL-MIDWEST 1,393.77; KINNEY -MEHAFFEY, CORRINE 84.53; KIRKHOLM, MARK 89.88; KISNER, JAMES 210.38; KNOFFLOCH, ORREN 89.22; KNOLOGY 279.08; KNOLOGY, INC.,DBA WOW! 5,652.91; KONRADI, KRISTINA 823.42; KOOIKER INC 98,706.17; KOSTER, ANNETTE 2,027.15; KRYGER GLASS COMPANY 549.00; L & G PRODUCTS INC 285.20; LAKESHORE CANVAS & LEATHER 10.00; LARRY MILLER 200.00; LARRY'S RADIO AND TV 111.93; LARSON OIL & DISTRIBUTING 10,273.72; LAW ENFORCEMENT SYSTEMS INC 158.39; LAW OFFICE OF MARTHA SIBBEL 282.00; LIBERTY NATIONAL LIFE INS CO 4,882.10; LINN COUNTY SHERIFF'S DEPT 20.68; LINN GROVE CORP 4,050.00; LINN GROVE, CITY OF 182.10; LLOYD, SUSAN 448.04; LOCKWOOD, DARYLA 134.83; LOGISTIC SYSTEMS INC 8,626.00; LOUGHLIN LAW FIRM 1,200.00; LUCHT, LARRY 5.28; LULLMAN, KENT 800.00; MACK HANSEN GADD ARMSTRONG & B 549.00; MADSEN, LEIGH 322.01; MAHASKA COUNTY SHERIFF OFFICE 21.25; MAIL SERVICES LLC 1,803.91; MALLARD VIEW INC 24,648.46; MANGOLD ENVIRON TESTING INC 141.75; MARATHON CORP 4,050.00; MARATHON, CITY OF 371.16; MARCO INC 579.51; MARCO INC. NW 7128 332.07; MARTIN EQUIPMENT 928.53; MARTIN MARIETTA MATERIALS 10,592.39; MARTINS FLAG CO 209.99; MARV'S CONSTRUCTION 26,254.53; MASON, MONA 18.19; MASSMUTUAL 300.00; MATURA ACTION COOPERATION 3,662.78; MAYER, LEISA

1,695.44; MAZUREK, LISA 75.00; MC CARTHY, MATT 10.04; MC GOWAN, BRUCE 94.25; MEDICARE PART A 2,273.00; MEDLINE INDUSTRIES INC 2,208.39; MELANDERS APPLIANCES & TV 1,524.92; MENARDS - SPENCER 2,578.37; MENTAL HEALTH INSTITUTE 128.61; MENTZER, DAWN 1,170.63; MERCK & CO INC 986.79; METAL CULVERTS INC 27,773.60; MEYER, RICK 83.46; MICHAEL, BRETT 952.00; MID AMERICAN ENERGY 21,851.23; MID SIOUX OPPORTUNITY INC 29,596.28; MID-STEP SERVICES INC 1,036.98; MIDWEST SPRAY TEAM & SALES 4,593.00; MIGHTY AUTO PARTS OF IOWA 60.30; MIKES LAWN SERVICE INC 889.38; MILLER, JEAN 33.95; MONOPRICE, INC. 5,042.47; MUNICIPAL PIPE TOOL CO INC 2,164.33; MURRAY, JOHN 600.00; NAPA AUTO PARTS 1,063.31; NATIONAL PEN COMPANY 169.40; NATIONWIDE RETIREMENT SOLUTION 1,292.00; NCRAAO 295.00; NEAL CHASE LUMBER CO. 109.56; NELSON & ROCK CONTRACTING 14,748.85; NELSON, BERNARD 14.32; NELSON, JOHN 18.08; NELSONS VET SUPPLY 336.65; NEW HOPE VILLAGE 20,881.74; NEW OPPORTUNITIES INC 2,157.65; NEW SIOUX CITY IRON CO 438.51; NEWELL CORP 4,050.00; NEWELL, CITY OF 148.50; NIGHT OWL SUPPORT SYSTEM LLC 1,275.00; NORRIS, ASHLYN 200.42; NORTH LAKE TRUCK REPAIR 5,361.40; NORTHERN IA CONST PRODUCTS 225.00; NORTHERN LIGHTS FOODSERVICE 10,885.58; NORTHWEST DISTRICT OF ASSESSOR, %JOHN LAWSON, CLAY CO. 250.00; NORTHWEST IOWA CARE CONNECTION 528.74; NW IA YOUTH EMERGENCY SERVICES 17,907.00; NW IOWA UROLOGISTS PC 59.22; O'BANNON, SHARI 27.82; O'BRIEN COUNTY SHERIFF 35.00; ODEBOLT ARTHUR COMM SCHOOL 186.66; OFFICE DEPOT 423.43; OFFICE ELEMENTS 4,679.70; OFFICE SYSTEMS COMPANY 1,644.41; OHIO NATIONAL 2,475.00; OLSEN WELDING & MACHINE 1,034.24; OPEN ARMS PRESCHOOL 4,185.00; ORAL SURGERY ASSOCIATES P.C. 85.00; O'REILLY AUTOMOTIVE INC 16.69; OTTO, GARLAND 478.04; OVERMOHLE, MIKE 200.00; P.R.I.M.E. BENEFIT SYSTEMS 47,125.75; PAKOR, INC 345.11; PARTNERSHIP FOR PROGRESS 4,816.90; PATTON LAW OFFICE 1,224.81; PATTON, DAVID W 12,615.00; PEDERSEN FARMS 400.00; PEDERSEN, DOREEN 90.00; PETERS, MARILYN 120.00; PETERSON, CRAIG 360.00; PETERSON, ROBERT 384.58; PICTOMETRY 24,825.00; PILOT TRIBUNE 3,293.39; PITNEY BOWES 1,056.42; PITNEY BOWES INC 342.51; PITNEY BOWES RESERVE ACCOUNT 3,000.00; PITNEY BOWES RESERVE ACCOUNT 10,118.06; PIZZA RANCH #13406 227.00; PLAGMAN, RODNEY 160.70; PLAINS AREA MENTAL HEALTH INC 255,932.50; PLYMOUTH COUNTY SHERIFF 46.05; POCAHONTAS CO SHERIFF 123.00; POLICE LEGAL SCIENCES 600.00; POLK COUNTY SHERIFF'S OFFICE 28.30; POSTMASTER 1,734.40; POWER SOLUTIONS 402.66; PRAIRIE LAKES AEA 8 100.00; PRO COOPERATIVE 1,840.00; PROBUILD - STORM LAKE 96.49; PROFILE EVALUATIONS, INC. 420.00; PYLE, MINDY 180.44; QUAKERDALE 3,732.00; QUILL CORPORATION 969.35; R & D INDUSTRIES INC 10,477.35; RASMUSSEN FORD MERCURY INC 500.00; REBNORD TECHNOLOGIES INC 14,969.75; RECKAMP, CINDY 104.33; RECKAMP, RON 200.00; REDIG, RANDY 80.00; REGENNITTER, JACQUELINE 39.30; REGION XII, COUNCIL OF GOVERNMENTS 145.00; REGIONAL TRANSIT AUTHORITY, RIDES 6,300.00; REIMER, LOHMAN, & REITZ 477.00; RELIANCE TELEPHONE INC 4,000.00; REMBRANDT CORP 4,050.00; REMBRANDT, CITY OF 1,624.82; REX PHARMACY INC 1,172.92; RICHARDSON, BRUCE D 20.28; RICHTER, RANDY 53.84; RICKLEFS, LINDA 36.92; RINGGENBERG, RHONDA 170.13; ROLLING HILLS 251,903.00; RON'S AUTOMOTIVE 36.20; RURAL BASIC FUND 5.20; RYHERD, CHUCK 6.42; SAC COUNTY HEALTH SERVICES 18,096.13; SAC COUNTY SHERIFF 1,233.04; SCHIEFFER, JUSTIN 1,600.00; SCHMIT, JOHN 888.44; SCHULTE LAW FIRM 1,774.80; SCHULTZ, TAMMI 777.91; SCOTT COUNTY SHERIFF 12.10; SECRETARY OF STATE 30.00; SECURITY TRUST 39,552.96; SECURITY TRUST & SAVINGS BANK 160.41; SECURITY TRUST & SAVINGS BANK 169,079.32; SECURITY TRUST & SAVINGS BANK 142,620.28; SEILER PLUMBING HEATING INC 336.00; SELLECK, JAMES 61.40; SHARKEY, BRANDI 156.76; SHIELD TECHNOLOGY CORPORATION 11,250.00; SIEVERS, ALYSON 25.46; SIOUX COUNTY SHERIFF 100.90; SIOUX LUMBER 135.74; SIOUX RAPIDS CORP 4,050.00; SIOUX RAPIDS FIRE DEPT 1,564.00; SIOUX RAPIDS, CITY OF 284.72; SIOUX SALES CO 170.85; SIOUXLAND MENTAL HEALTH CENTER 855.00; SKOG, CASSANDRA 91.49; SNAP-ON BUSINESS SOLUTIONS RH 1,500.00; SNOOK'S CARPET 436.02; SPEERS, TIM 135.50; SPORTS REHABILITATION & 338.75; ST. MARYS PRESCHOOL 7,019.75; ST. ROSE OF LIMA PRESCHOOL 1,500.00; STA-MEL ENTERPRISES INC 11,740.88; STANGE, JOHN 180.41; STANTON ELECTRIC INC 1,456.38; STAPLES CREDIT PLAN 281.49; STAPLES CREDIT PLAN 360.49; STAR ENERGY LLC 65,838.42; STILLE PIERCE & PERTZBORN 119,625.60; STOKES AND ASSOCIATES LLC 200.00; STORM CITY AUTO PARTS 112.32; STORM LAKE ACE HARDWARE 776.16; STORM LAKE BAKERY 87.05; STORM LAKE CAB CO 410.00; STORM LAKE CORP 12,150.00; STORM LAKE HONDA 450.00; STORM LAKE HYDRAULICS 1,022.39; STORM LAKE RAGBRAI 115.00; STORM LAKE TIMES 3,128.18; STORM LAKE UNITED 3,750.00; STORM LAKE, CITY OF 5,478.12; STRAWN FARMS LTD PARTNERSHIP 1,092.19; STROEHER RADON MITIGATION SRVC 478.05; STRUSS,

KATHRYN 10.00; SWEENEY, SANDRA K. 2,000.09; TASER INTERNATIONAL 36.80; TEMPLE, JIM 200.00; TESSIER'S INC 1,643.92; THE JONES LAW FIRM 147.00; THE PRIDE GROUP, INC. 30,527.78; TIRREL, GEORGIA 300.00; TREASURER STATE OF IOWA 34,099.33; TREASURER STATE OF IOWA 2,377.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 55,930.00; TRI-STATE PAVING 21,706.40; TUCKER GLASS LLC 510.00; TYLER TECHNOLOGIES, INC. 50,984.24; U S POSTAL SERVICE 546.95; UNITYPOINT CLINIC 111.00; UNITYPOINT HEALTH PHYSICIANS 1,265.00; UPPER DES MOINES 4,500.00; US CELLULAR 2,909.68; US CELLULAR 252.42; VA CENTRAL IA HEALTH CARE, GENERAL POST FUND 3610 750.00; VAN HOOSER, CAROL 131.08; VAN HOOSER, MARK 40.13; VAN HOUTEN, TYLER 126.70; VAN METER INC. 6,701.59; VANGUARD APPRAISALS INC 1,995.00; VAST BROADBAND 11,029.94; VERIZON WIRELESS 4,240.03; VERIZON WIRELESS 150.00; VETTER EQUIPMENT CO 408.78; VINYL PRODUCTS MFG INC 1,593.90; VISA 11,597.84; VISION CARE ASSOCIATES 973.00; VISION CARE DIRECT 11,922.06; VISTA PAINTS 145.40; VOGEL TRAFFIC SERVICES INC 37,885.00; VOYA 2,100.00; WALDSTEIN, BRIAN 199.22; WALMART COMMUNITY 464.17; WALMART COMMUNITY/GEMB 1,758.74; WARKENTIN, RALPH 14.32; WASHINGTON COUNTY SHERIFF 18.50; WASHINGTON NATIONAL INS CO 257.10; WEBSTER COUNTY SHERIFF 532.80; WEDE'S LOCK SERVICE 583.00; WEE CARE PRESCHOOL 675.00; WELLMARK BLUE CROSS & BLUE SHI 309,891.00; WELLS FARGO FINANCIAL LEASING 480.58; WESCO INDUSTRIES INC 11,194.44; WEST PAYMENT CENTER 7,381.40; WEX BANK WRIGHT EXPRESS FSC 16,026.33; WILDWOOD LODGE 239.68; WILKINSON, BRET 1,717.63; WILSON, RAY 37.45; WINDSTREAM 1,497.90; WINDSTREAM COMMUNICATIONS, ATTN:CABS 307.91; WISCHMEYER, JIM 111.28; WOODBURY CO SHERIFF 88.26; XEROX CORPORATION 70.06; ZEE MEDICAL INC 124.60; ZIEGLER INC 21,080.65; ZION LUTHERAN PRE SCHOOL 960.00

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BOARD OF SUPERVISORS MEETING

JULY 7, 2015

No Meeting today

BOARD OF SUPERVISORS MEETING

THIRTY-THIRD MEETING, 2015 SESSION (33)

JULY 14, 2015

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 14, 2015 at 8:30 A.M. in the Boardroom with Vice-Chairman Altena presiding, and the following members present: Huseman, Merten, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to approve the **underground utility permit** for Windstream Iowa Communications, Inc., Emmetsburg, IA, for a 12 pair, 24 gauge copper cable along the north side of 560th Ave. for 700' to 2215 560th Ave. Carried.

Motion by Merten, second by Huseman, to approve the **utility permit** for Alliant Energy, Estherville, IA, to replace 2 poles along 40th Ave Sec 33 Brooke Township at 4272 40th Ave. Carried.

Secondary Road report: The two crack sealing contracts have been completed. The county crews are still doing some crack sealing and oil work. The plan is to evaluate the county's crack sealing procedure for next year. The bridge on 540th Street has been completed today. The road will be reopened. Graveling projects will be starting in the SE portion of the county.

Engineer Brian Blomme, ISG, presented information on the **DD #106** preconstruction and reclassification. The continuation of the hearing will be held August 4th at 10:00 a.m. in the public meeting room. Motion by Merten, second by Ringgenberg to direct the Auditor's office to send the assessment schedule and notification to all of the land owners in DD#106. Carried.

Engineer Eric Yunginger, ISG, reviewed his investigation on **DD #101** that the Board had asked him previously to look at. Motion by Merten, second by Ringgenberg, directing ISG to prepare a schedule of cost estimate, and a full survey on DD #101 with an informational meeting to follow. Carried.

Treasurer Sherie Elbert presented the semi-annual report, ending June 30, 2015. Motion by Merten, second by Huseman, to approve the **Treasurer's Semi-Annual Report** for June 30, 2015, and to authorize signature and publication in the newspapers. Carried.

Drainage Attorney Gary Armstrong was present for his appointment, along with County Attorney Dave Patton,. Motion by Ringgenberg, second by Merten, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be

likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Ringgenberg, second by Huseman, to go out of **closed session** at 11:10 a.m. Carried.

Hear the Public: Environmental Health/Zoning Director Kim Johnson stated that she had just received a Master Matrix for Burr Oak Growers, LLC – Elk Site located in the SENE Section 16 Elk Township. Motion by Ringgenberg, second by Huseman to set the Public Hearing for a **Master Matrix** for Burr Oak Growers, LLC for Tuesday August 11th at 9:00. Carried

Motion by Huseman, second by Ringgenberg to set the **LOSST Election** for Alta, Lakeside, Rembrandt, Storm Lake, and the Unincorporated Area of the County for November 3rd, 2015. Carried.

Motion by Ringgenberg, second by Altena to approve the request from Conservation Director Greg Johnson to **transfer** the FY'15 budgeted amount of \$10,000 for the General Basic Fund to Conservation Land Acquisition Trust Fund. Carried.

Motion by Ringgenberg, second by Merten, to approve the **minutes** of 7/7 as printed, today's **claims approval list**, and the following **reports**: July Department Head minutes, June BV County Solid Waste Commission minutes, June Accountant's Compilation Report for the BV County Solid Waste Commission, May BVCS Early Childhood Iowa minutes and June Agenda . Carried.

There being no further business, motion by Huseman, second by Altena, to adjourn the meeting at 11:50 a.m. until Tuesday, July 21, at 8:30 a.m. for a special session. Carried.

Leigh Madsen, Deputy Auditor

Don Altena, Vice - Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-FORTH MEETING, 2015 SESSION (34)
JULY 21, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 21, 2015 at 8:30 A.M. in the Boardroom with Vice-Chairman Altena presiding, and the following members present: Huseman, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Arends.

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

Motion by Ringgenberg, second by Merten, to approve the **underground utility permit** for Windstream Iowa Communications, Inc., Little Rock, AR, placing 1,766' of buried filled 25 pair

22 gauge copper cable along the south side of 460th St. in Section 27, Brooke Township. Carried.

Secondary Road report: Mobile Crushing is finished crushing at the Whitney Pit; crushing has started at the Carlson Pit in Sac City, with the County to receive 45,000 ton to be hauled and used in the southeast part of the County; they are working on 120th Ave. by Rembrandt, widening entrances, and will continue south crack sealing eight lanes and potholes; the oil supply from Sac DOT is almost depleted, so they be getting the rest from Sioux City; Heartland Asphalt pre-construction meeting is today at 10:30.

The Vice-Chair opened the public hearing for the first **FY'16 budget amendment**. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Huseman, second by Merten, to close the public hearing. Carried. Motion by Merten, second by Ringgenberg, to approve the **FY'16 budget amendment** as published, to authorize the Vice-Chair to sign, and to approve the following appropriations:

Increase activity	1000	General Basic Fund (0001)	Dept 05	\$2,000	
Increase activity	4521	Mental Health Fund (0010)	Dept 62	\$37,642	
Increase activity	6100	General Basic Fund (0001)	Dept 30	\$38,410	
Increase activity	9030	General Basic Fund (0001)	Dept 98	\$5,000	
Increase activity	0210	CLAT Fund (0027)	Dept 22	\$30,000	
Increase activity	0220	REAP Fund (0023)	Dept 22	\$40,000	Carried.

Auditor Susan Lloyd reviewed the **voting equipment** RFP's that were received. Three RFP's were received: Henry M. Adkins & Son, Inc., Election Source, and Election Systems & Software. All three companies were here over the past few weeks to demonstrate their newest equipment. Lloyd recommended Henry M. Adkins & Son, Inc. Motion by Merten, second by Huseman, to recommend that the Auditor purchase new **voting equipment** from Henry Adkins and Son, Inc. for a total contract price of \$123,310, which includes trading in all of the old voting equipment, with the amount to be paid over three years, interest free. Carried.

Auditor Susan Lloyd left the meeting. Deputy Auditor Leigh Madsen was clerk for the remainder of the meeting.

I.T. Director Tyler Van Houten presented the **Fiber Optics 28E Agreement**. Also present was County Attorney Dave Patton and E911 Coordinator Mark Van Hooser. The 28E agreement is for the current configuration. The loop is being worked on and is not included in this 28E agreement. The fiber is 48 strands with the City having 24 strands and the County and Storm Lake School District each having 12 strands. Patton stated that this will be the City of Storm Lake's system and the county will remain to be a part of it as long as they continue to pay their share. The original agreement is for 10 years with automatic renewal every 5 years. Ringgenberg asked what this project would cost the county. Van Houten stated that it would not exceed \$40,000. Van Houten stated that this is not the final draft of the 28E agreement. The school has asked for some revisions for their portion. It was the consensus of the Board to accept the current agreement, and officially accept the 28E after review of the final draft.

Case Management Administrator Alicia Gatzemeyer discussed the FY'15 Program Evaluation. FY'15 started with 59 consumers with the current number at 56 consumers. Buena Vista County Targeted Case Management was awarded a 3 year accreditation in July. A third

consecutive 100% zero deficiency survey was received. Gatzemeyer reviewed the goals and objectives that were stated in the FY'15 Performance Improvement Plan. Motion by Ringgenberg, second by Merten, to accept the **Case Management Annual Program Evaluation** and to authorize the Vice-Chair to sign. Carried.

Motion by Huseman, second by Altena, to approve the **minutes** of 7/14 as printed. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Vice-Chair to sign the FY'16 pledge letter to **NW IA Regional Housing Trust Fund, Inc.** in the amount of \$9,791. Carried

Drainage Attorney Gary Armstrong was present for his appointment, along with County Attorney Dave Patton, Motion by Ringgenberg, second by Huseman, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Ringgenberg, second by Merten, to go out of **closed session** at 10:54 a.m. Carried.

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 11:08 a.m. until Tuesday, July 28, at 8:30 a.m. for a regular session. Carried.

Sue Lloyd, Auditor

Don Altena, Vice - Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-FIFTH MEETING, 2015 SESSION (35)
JULY 28, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 28, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, and Merten. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to amend today's **agenda**, to add the **28E Agreement** with the City of Rembrandt, regarding maintenance of the Farm to Market extensions within the city's corporate limits. Carried.

Secondary Road report: Heartland Asphalt will be starting Thursday or Friday this week on C29, 7 miles by Albert City and for another 3 miles from Hwy 71 to M50. There is milling to do, and they will plan to begin laying the asphalt August 10/11, and hope to finish the project by the end of September; last week they hauled 10,000 ton of gravel out of Sac County and will continue hauling this week; they are finishing up the crack sealing this week; they are having mower issues with the new and old mower; they received an invitation from John Deere for a Gold Key Tour at the plant in Davenport, and the County could send up to 4 people; John Deere asked to have BV's blade on display at the Clay County Fair, but the consensus of the Board was not to allow that.

Motion by Huseman, second by Altena, to sign the **28E Agreement** regarding maintenance on the Farm to Market extensions through the City of Rembrandt. Carried.

Motion by Huseman, second by Merten, to approve the **minutes** of 7/21 as printed, and the following **reports:** June NWIPDC Policy Council minutes, Qtrly Recorder's Report of Fees Collected (Apr-June). Carried.

Motion by Altena, second by Merten, to approve today's **claims approval list**. Carried.

Motion by Merten, second by Altena, to appoint Tom Huseman to the **NW IA Regional Housing Trust Fund Board**, replacing Justin Yarosevich. Ayes: Altena, Arends, Merten. Nays: None. Abstentions: Huseman. Carried.

Motion by Altena, second by Huseman, to appropriate \$3,500 from the Employee Health Fund to be used for **Wellness programs** in FY'16. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Supervisors to sign the **Vote Tabulation System Contract** with Henry M. Adkins & Son, Inc. for Unisyn Voting Equipment, in the amount of \$123,310, to be paid over a three year period. Carried.

I.T. Director Tyler Van Houten presented the revised **28E Agreement** for the Fiber Optic project. Motion by Merten, second by Altena, to approve the revised 28E Agreement for the Fiber Optic Project, with the total County contribution not to exceed \$40,000 over the next 10 years, and to authorize the Chair to sign. Carried.

Sheriff Kory Elston presented a **department update:** RAGBRAI went well, there were no serious injuries; the BV County Fair went well; the department used several reserve officers for RAGBRAI and the Fair, which was a big help; the next event will be the Albert City Threshermen and Collectors Show, which is coming up soon; in August, they will be testing for a new deputy; they are all receiving training on their new Shieldware; Amy Johnson has been hired as a dispatcher, and will start in August.

Motion by Merten, second by Altena, to approve the **Law Enforcement Contracts** for the City of Lakeside, and the City of Marathon for FY'16, and authorize the Chair to sign. Carried.

Supervisor meeting reports: Altena will be attending the Solid Waste Meeting tomorrow night, and will be attending the Upper Des Moines meeting tonight. Huseman mentioned that the Lake Improvement Commission meeting was postponed. Merten attended the Rolling Hills Governance Board meeting, and gave an update on Plains Area Mental Health.

Arends has meetings coming up for Compass Pointe, NW Planning, Regional Workforce Investment Board, and MAP21.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Altena, second by Huseman, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten. Motion carried.

Motion by Huseman, second by Merten, to go out of **closed session** at 10:25 a.m. Carried.

Drainage Attorney Gary Armstrong informed the Board that Calhoun County is being sued by the **Dakota Access Pipeline Company**, due to them approving and passing a resolution regarding the construction of a hazardous liquid pipeline over, across, or beneath County Drainage Districts. The pipeline contends that the Calhoun County Board has no authority to pass such a resolution.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 10:44 a.m. until Tuesday, August 4, at 8:30 a.m. for a special session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-SIXTH MEETING, 2015 SESSION (36)
AUGUST 4, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 4, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

No action was taken on the **underground utility permit** for Iowa Lakes Electric Cooperative, due to an error on the application. This will be addressed at the meeting next week.

Engineer Bret Wilkinson received an e-mail request for an **engine brake ordinance**, with a sign placed on M31 & Hwy 3. Enforcement is a concern. Wilkinson's concern is setting a precedent for future businesses asking for a sign. The consensus of the Board was to correct the

copy of the e-mail to show the correct location, and forward it on to the Sheriff for his opinion on the subject of an engine brake ordinance.

Engineer Bret Wilkinson presented information on a change to the FY'16 5-year Road Program, due to receiving additional STP funds for the C63 project, from the County line to M31. Motion by Huseman, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-08-04-A** to Revise Buena Vista County's 2016 Five Year Road Program, moving the bridge project over Outlet Creek in Section 27, Providence Township to 2017, and moving the C63 paving project up to the current fiscal year, due to additional STP funds awarded this spring. Carried.

**Resolution to Revise Buena Vista County
2016 Five Year Road Program**

Resolution No. 2015-08-04-A

Unforeseen circumstances have arisen since adoption of the original approved Secondary Road Construction Program (Program), and previous revisions, requiring changes to the sequence, funding, and timing of the proposed work plan,

The Board of Supervisors of Buena Vista County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following project(s) in the accomplishment year (State Fiscal Year (FY)2016), for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code section 309.23 and Iowa DOT Instructional Memorandum 2.050.

The following approved Priority Year projects shall be ADVANCED to the Program's Accomplishment year:

Project Number Local ID TPMS #	Project Location Description of work	AADT Length NBIS #	Type Work Fund basis	Prior FY	Accomplishment Year (\$1000's of dollars)		
						New amount	Net change
STP-S-C011(97)--5E-11 C65 Resurf TPMS ID: 22228	C63: From Co. Line to M31 HMA Resurf - 3"	780 4.04 MI	HMA Paving STP	2017		\$1000	\$1000
Totals						\$1000	\$1000

The following PRE-EXISTING Accomplishment Year projects shall be MODIFIED as follows:

Project Number Local ID TPMS #	Project Location Description of work	AADT Length NBIS #	Type Work Fund basis	Modification(s) applied	Accomplishment Year (\$1000's of dollars)		
					Previous Amount	New amount	Net change

STP-S-C011(85)-- 5E-11 M50 TPMS ID: 16746	NW 27 Providence: Over Outlet Creek Cont. Conc. Slab Bridge	320 0 MI 84530	Bridges STP	Moved to FY17	\$355	\$0	\$- 355
Totals					\$355	\$0	\$- 355

Adopted this 4th day of August, 2015, at Storm Lake, Iowa by the Buena Vista County Board of Supervisors.

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

Secondary Road report: Working on driveways, spot graveling, and hauling rock out of the Carlson Quarry in Sac City this week; W. K Construction made it to Albert City yesterday, and should be done on C29 Thursday or Friday, moving to C25.

Motion by Ringgenberg, second by Merten, to approve the **fireworks permit** for Rick Glienke, for August 14, 2015, with Glienke being responsible for all liability and safety. Carried.

Motion by Merten, second by Huseman, 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., DBA Sparky's One Stop. Carried.

Motion by Huseman, second by Altena, to approve the **Liquor License Application** for a Class C Beer Permit and Sunday Sales for R & B Convenience LLC, DBA West Lake General Store. Carried

Motion by Altena, second by Huseman, to approve the **minutes** of 7/28 as printed, and the following **reports:** July Rolling Hills Region Governance Board packet, Silverstone Actuarial Valuation Report for FYE 6/30/15. Carried.

Supervisor meeting reports: Altena attended the Solid Waste meeting last Wednesday, and attended the Upper Des Moines meeting last week; Arends attended the NW IA Planning meeting last week and also the quarterly MAP21 meeting. Safety and Department Head meetings are this week and also Compass Pointe.

The Board moved their meeting to the Public Meeting Room for the DD #106 Public Hearing.

The Chair reconvened the **Public Hearing**, at 10:00 a.m., on the **DD #106 Preconstruction and Reclassification**, with Engineer Brian Blomme, I & S Group, 14 landowners and Drainage Clerk Kristina Konradi present. Letters were received from Linda Jane (McKibben) Boettcher, Randy McKibben, Karla McKibben Fegley, Rodney & Linda Hatlen, Melvin Ripke, Randall Ripke, and Judy Ripke, Scott Nelson (Farm Manager for Clemens Von Twickel), Denny Smith, and Greg Young, all objecting to the project. All of the objection letters will be kept with the DD #106 drainage records. Blomme reviewed the history of the District and stated that the cleanout would be for 2.2 miles of Open Ditch. There are two internal drainage districts, DD

#28 (371 acres) and DD #155 (751 acres). Blomme mentioned that the Board had an informal hearing previously to determine if landowners would be in favor of an improvement to the district. At the time of the informal hearing, the landowners were against an improvement, so the Board authorized the Engineer to proceed with a report for proposed repairs to the District. The estimated cost of the repairs, including additional easements, annexation, reclassification, and warrant interest is \$310,859.70, with an average cost per watershed acre (7,917 acres) of \$39.26 and the average cost for 10 years of \$3.93. A preliminary assessment schedule of DD #106 was sent out to the landowners. Commissioner will be brought in to look at the preliminary assessment schedule, and will use 6 factors in determining the reclassification of each parcel. There was not a petition filed for repairs to this drainage district, but was due to the visual investigation of the engineers when working on the DD #34 Lat 6 OD, and the landowners were concerned about the condition of the system. Blomme stated that the whole system needed to be looked at, and to get DD #34 Lat 6 and DD #106 on the same time table. Blomme commented that the complaint letters received represented 17.4% of the total acres in DD #106. One landowner requested that the project be delayed, and others stated that if the project did move forward, they asked to be given a longer period of time to pay off their assessment. Blomme stated that the Board's options are to wait for a petition to be filed requesting the project proceed, or to proceed with the project now. Blomme stated that he still stands behind the Engineer's Report, which is good for 10 years, and thanked the landowners for writing letters objecting to the project. If the Board moves forward with the project, then they will also go forward with the annexation and reclassification. If the Board decides to wait on the project, Blomme still recommends going forward with the annexation and reclassification. Merten commented to the landowners present, that reclassification is still an expense to the district, even though there is no other work done. Ringgenberg asked when the project would be started, and Blomme stated that no work would be done until after the crops were harvested this fall. Merten asked when the taxpayers would see a bill. Blomme stated that DD #106 wouldn't have a levy until 2017. The estimated cost of reclassification of the north portion of DD #106 is \$79,200, and the south portion would be \$30,000. Motion by Merten, second by Ringgenberg to close the public hearing @ 11:59 a.m. Carried. Motion by Merten, second by Huseman, to wait for a petition to be filed after hearing the objections, as the repairs are a financial burden to the landowners, to keep the current engineer's report on file for ten years. Arends asked what percentage of landowners can bring the report out of the file, and proceed with the repairs. Blomme stated that any single landowner can present a petition, and then the Board shall move forward with the project. Altena asked the landowners how many of them own land in more districts, and are getting double dipped, which some raised their hands. Arends stated that he wants to proceed. Ayes: Altena, Huseman, Merten. Nays: Arends, Ringgenberg. Carried. Blomme stated that he still recommends annexation and reclassification, to bring in property that is receiving benefits of DD #106. Motion by Ringgenberg, second by Merten, to proceed with reclassification and annexation for DD #106. Carried.

At 12:15 p.m., the Board moved back to the Supervisors Room for the remainder of their meeting.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Ringgenberg, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Altena, to go out of **closed session** at 12:33 p.m. Carried.

Drainage Attorney Gary Armstrong informed the Board of a meeting August 6 in Calhoun County with representative from the **Dakota Access Pipeline Company**, IDDA, and ISG Engineer Ivan Droessler.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 12:45 p.m. until Tuesday, August 11, at 8:30 a.m. for a regular session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-SEVENTH MEETING, 2015 SESSION (37)
AUGUST 11, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 11, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, for installation of one cased (2" continuous PVC conduit) cable bored under 570th St. at 261 570th St. Carried.

Secondary Road report: They finished hauling contract gravel out of Sac City; the C29 and C25 cold in-place recycling is done; the asphalt on C29 has started; they are mowing along the gravel roads; they have been busy widening and installing driveways, and they are blading gravel roads.

Motion by Ringgenberg, second by Altena, to authorize the Chair to sign the original paperwork, when it arrives, for partial payment #1, to L. A. Carlson Contracting, Inc., on the **DD #34 Lat 6** open ditch repairs, in the amount of \$78,807.18. Carried.

Motion by Huseman, second by Merten, to set a \$25 late fee on the **509A.13 Continuation of Group Insurance** renewal fees, not received by the 1st of the month. Carried.

Motion by Huseman, second by Altena, to approve the **minutes** of 8/4 as printed, today's **claims approval list**, and the following **reports**: July Sheriff's Report of Fees Collected, August Safety Committee minutes. Carried.

The Chair opened the public hearing for a **Master Matrix** for Burr Oak Growers, LLC, in Section 16 of Elk Township, with Env Health/Zoning Director Kim Johnson, Ronda Leerar-Program Planner for Burr Oak Growers, Greg Mattson, and 1 media present. Johnson reviewed the Master Matrix, explaining the points. There are 440 points needed to pass, and Burr Oak Growers, LLC received 465 points, and is above the minimum requirements for air, water, and

community. This is for a 2,000 animal units, feeder to finish. Mattson is a pork producer in the area, and commented that he was not happy that there was no communication with the neighbors at all. Mattson commented that even though it meets the required distance, it isn't much, only 500', and he is concerned about disease transmission. Mattson also stated that the owner of the ground is an absentee landowner, and will never live in the area. He stated that it appears to be strictly for money, and the neighbors get the fly, dust, and other nuisance conditions. Merten stated that all comments will be passed on to the DNR. Leerar stated that Burr Oak Growers is a good company, they maintain their facilities well, and will still own it several years from now, they haven't sold a facility yet. Motion by Merten, second by Altena, to close the public hearing. Carried. Johnson will add the comments to the Resolution, and bring it back for the Board to approve later this morning.

Supervisor meeting reports: Merten updated the Board on the meeting in Calhoun County last week with the Dakota Access Pipeline, regarding their lawsuit with Calhoun County.

City Manager Jim Patrick discussed **Home Base Iowa** with the Board. It is a State program to try and encourage Veterans and transitioning service members to get a job, even a new start, in Iowa. Businesses have been contacted to participate, and Patrick would like to see Buena Vista County become a Home Base Iowa Community, by having 10% of the businesses in the designated area become Home Base Iowa Businesses, develop its own welcome/incentive package for veterans, prominently display the Home Base Iowa Community designation, and obtain a resolution of support from the either the Storm Lake City Council or the Board of Supervisors. Patrick asked if the Board would like to have the City submit an application on behalf of the Board, or write a letter for the Board to approve, or if the Board wants to prepare the letter to submit. The consensus of the Board was to have Patrick prepare the letter requesting the Home Base Iowa Community designation, for the Board's approval. The Board feels that this is a very important program.

Drainage Attorney Gary Armstrong informed the Board of a meeting in Sac City tomorrow, at 4:00 p.m. with the three counties in the **Des Moines Water Works lawsuit**, and their attorneys. Armstrong also stated that he attended the meeting in Calhoun County last week with the **Pipeline** representatives, regarding the lawsuit with Calhoun County over a Resolution they signed. Armstrong stated that there was an apparent deal struck between the two parties, and that a new draft resolution should be coming soon regarding construction of a pipeline over, across, or beneath county drainage districts.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2015-08-11-A**, the Master Matrix for Burr Oak Growers, LLC, in Section 16, Elk Township. Carried.

RESOLUTION 2015-08-11-A

Recommending approval of the Elk Site (Burr Oak Growers, L.L.C.) 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 two 2500 head deep pit swine finisher confinement Buildings with manure storage has been submitted by Burr Oak Growers L.L.C. on July 14, 2015; and

WHEREAS, the Buena Vista County Environmental Health Director has reviewed the application using the Master Matrix, finding a score of 465 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 July 18, 2015 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on August 11th, 2015, for the purpose of receiving public comment; with responses provided: the producer did not talk to neighbors first, there is concern about disease transmission, this is an absentee landowner and an absentee producer, strictly for money and the neighbors get the fly, dust and other nuisance conditions.

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; the Board would like to remind the producer to talk to neighbors first.

NOW THEREFORE BE IT RESOLVED that the Buena Vista County Board of Supervisors hereby recommend approval of the construction application of the Elk Site (Burr Oak Growers, L.L.C.) Application.

PASSED, APPROVED AND ADOPTED this 11th day of August, 2015.

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

Tom Schuetz, Group Services, met with the Supervisors for a health insurance planning session, to review the insurance renewal, discuss claims trends, key strategies, and possible health screenings to lower future premium increases and the impact of the Cadillac tax.

There being no further business, motion by Huseman, second by Altena, to adjourn the meeting at 12:40 p.m. until Wednesday, August 12, at 4:00 p.m. for a special session at the Sac County Conference Room in Sac City. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-EIGHTH MEETING, 2015 SESSION (38)
AUGUST 12, 2015**

The Buena Vista County Board of Supervisors met in special session on Wednesday, August 12, 2015 at 4:00 P.M. in the Sac County Conference Room, Sac City, IA, with the

Calhoun and Sac County Boards of Supervisors, and Attorney Chuck Becker, regarding the Des Moines Water Works lawsuit. Sac County members in attendance were: Ranell Drake, Dean Stock, and Rick Hecht, Drainage Attorney Colin McCullough, Drainage Clerk Renee Rolland, and Auditor Jim Dowling as Clerk for the Sac County Board; Calhoun County members in attendance were: Gary Nicholson, Mike Cooper, Scott Jacobs, and Drainage Attorney David Wollenzien, with Auditor Judy Howrey as Clerk for the Calhoun County Board; and Buena Vista County members in attendance were: Dale Arends, Tom Huseman, Paul Merten, and Rhonda Ringgenberg, Drainage Attorney Gary Armstrong, with Auditor Susan Lloyd as Clerk for the Buena Vista County Board. Absent: Altena.

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

Motion by Ringgenberg, second by Huseman, to **designate** Sac County Auditor Jim Dowling to record the minutes, if there is a closed session. Carried.

At 4:00 P.M., Motion by Ringgenberg, second by Huseman, to go in to closed session, along with the Sac County Board of Supervisors and the Calhoun County Board of Supervisors voted to go in to **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Arends, Huseman, Merten, Ringgenberg. Nays: None. Motion Carried.

At 6:25 P.M., Motion by Ringgenberg, second by Huseman, along with the Sac County Board of Supervisors and Calhoun County Board of Supervisors voted to come out of **closed session**. Motion Carried.

No action was taken, after the **closed session**.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 6:25 p.m. until Tuesday, August 18, at 8:30 a.m. for a special session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-NINTH MEETING, 2015 SESSION (39)
AUGUST 18, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 18, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Regional Water, Spencer, IA, to install a 1.5" water line under 40th Ave. near Linn Grove, for service to 4727 40th Ave. Carried.

Motion by Altena, second by Huseman, to approve and authorize the Chair to sign the **underground utility permit** for Windstream Iowa Communications, Inc., Little Rock, AR, to place 500' of service entrance buried 2 pair 22 gauge cable across S. River Road/510th St. which also includes a 30' bore. Carried.

Secondary Road report: The crews are still working on entrances, spot graveling, grading; Heartland is done with the C29 asphalt project, but hasn't started on C25 yet; the Shop is busy with repairs;

Motion by Huseman, second by Altena, to approve the **minutes** of 8/11, as printed, and the following **reports:** July Clerk of Court Report of Fees Collected, Courthouse & Public Building Security Committee Annual Fiscal Year Report on Courthouse Security, FY'15 Report of Activities Allocation Program for Veterans, July Accountants Compilation Report for the Solid Waste Commission, July 9 and July 29 Solid Waste Minutes, July Department Head minutes. Carried.

Hear the Public: The Board asked Env Health/Zoning Director Kim Johnson to come in and answer some questions they had on property in Sulphur Springs that needs to be cleaned up, and their 90 days is running out for the cleanup. Johnson also informed the Board that DIA renewed their food contracts for 90 days,

The Board discussed the **LOSST Election** that will be held on November 3, and the unincorporated area that will be voting. The Board considered whether to remove the sunset on the next LOSST, and whether they wanted to change the distribution funds. Arends commented that he thought a sunset was a good idea, therefore, giving voters another opportunity to vote for a future local option tax. Motion by Merten, second by Altena, to place on the November 3 LOSST Election Ballot, the question for the unincorporated area, to approve a 1% local sales and services tax, to be effective after the termination of the present local sales and services tax on June 30, 2020 and until June 30, 2035, with the revenues to be allocated 40% for Property Tax Relief in the Rural Basic Fund, and 60% for Capital Projects in the Secondary Road Fund. Carried.

Genesis Executive Director Terry Johnson and Administrator Sandy Pingel updated the Board on their programs. Pingel updated on the ACE Program, which was a grant from the Rolling Hills Region, community based opportunity for high school students to be placed in an unpaid internship with local businesses, and reported that the program has been very successful. Johnson stated that four managed care companies have been selected for the State of Iowa, which is going to be a very different process than what they are all used to, and stated that it won't be good for the clients. Johnson stated that Genesis really appreciates the support of BV County.

County Attorney Dave Patton and Drainage Attorney Gary Armstrong updated the Board on the meeting the previous week in Calhoun County, with the **Dakota Access Pipeline** representatives, regarding the lawsuit with Calhoun County over the resolution they approved. Dakota Access Pipeline was to draft a proposal for Calhoun to consider. The attorney working for Dakota Access was present and stated that a draft was sent to Calhoun County yesterday afternoon, and that the hearing has been continued to September 17.

Attorney John Murray, on behalf of the NW IA Landowners Association, complimented the Board, IDDA, and Drainage Attorney Gary Armstrong, on coming up with a proposed draft of a resolution, regarding the **Dakota Access Pipeline** going over, across, and under drainage districts. Murray presented the concerns that he has with the proposed resolution, and commented against the Board waiting for the Calhoun County lawsuit to be settled. Murray commented that in the proposed resolution language, there is nothing listed for pollutant language, as to what happens if the pipeline leaks and goes in to the ditch. Arends asked Murray what he wanted. Murray asked that the resolution have added pollutant language for a pipeline leak. The Dakota Access Pipeline attorney commented on how the Indemnity Fund works, but stated that the Board should review the process with their legal counsel. Arends asked the pipeline attorney about their limit on insurance, that he would like to see the limits they are carrying.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Merten, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of **closed session** at 10:40 a.m. Carried.

Motion by Ringgenberg, second by Altena, to appoint Bret Wilkinson to the **MAP21 Technical Committee**, **Weather Committee**, **Personnel Committee**, and the **Facilities Committee**, replacing Jon Iles. Carried.

Motion by Huseman, second by Merten, to appoint Karen Crilly as the primary contact person, and Bret Wilkinson as the secondary contact person for **Drug and Alcohol Testing Alliance**. Carried.

Motion by Merten, second by Altena, to approve the **28E Agreement Law Enforcement Contract** for the City of Albert City for FY'16, and authorize the Chair to sign. Carried.

Conservation Director Greg Johnson presented a request to the Supervisors for establishing a Petty Cash Fund for the Linn Grove Bait Shop. The Conservation Board approved the request at their meeting last week. Johnson would like to have \$200 Petty Cash. Motion by Altena, second by Ringgenberg, to approve of the Conservation Director's request for a **\$200 Petty Cash Fund** for the Linn Grove Bait Shop. Carried.

Conservation Director/Weed Commissioner Greg Johnson gave an update on both of his departments. The Linn Grove Bait Shop is open, and is closed on Mondays and Tuesdays. They have been busy mowing, doing dirt work, the leach fields have been leveled out. Since

July, they have had 103 campers, 282 people at the BV County Park Campground. They had \$4,343 in camping revenues for July. The weed sprayers have been busy spraying, they have hit 95% of the roads, and are now starting on the trees. This summer, they have received 9 weed complaints.

Payroll Deputy Leigh Madsen reviewed the proposal that Group Services previously submitted for **HR services**. One topic that Madsen suggested be implemented soon, is to have Group Services work with the various departments to create a job description for each person. This is something that would be very beneficial if an employee is on leave for Workers Comp or FMLA, as the doctors would know exactly what the employee's job consists of. This will be on the agenda next week, after further information is collected.

Supervisor meeting reports: Altena attended the Solid Waste meeting last week. Arends has RIDES meeting this week and the NW IA YES Center meeting

There being no further business, motion by Merten, second by Arends, to adjourn the meeting at 11:45 a.m. until Tuesday, August 25, at 8:30 a.m. for a regular session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTIETH MEETING, 2015 SESSION (40)
AUGUST 25, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 25, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Treasurer Sherie Elbert presented a letter requesting a temporary suspension of taxes on parcel #1404233001, due to a hardship case. Motion by Merten, second by Altena, to allow the **temporary suspension of taxes** for the second and final time on parcel #1404233001, allowing the individual to set up a payment plan, thereby avoiding penalty and interest. Carried.

Payroll Deputy Leigh Madsen reviewed the proposal that Group Services previously submitted for **HR services**. Motion by Ringgenberg, second by Altena to accept the **Group Services** proposal for Phase 1, updating/creating job descriptions. Carried. The Board directed Madsen to get additional information on Phase 2, HR Practices Compliance Update including Employee handbook update before taking action. Motion by Merten, second by Huseman to not renew the **HR contract** with Von Bokern Associates, Inc. Carried.

Motion by Merten, second by Ringgenberg, to approve the minutes of 8/12, as corrected, and 8/18, as printed. Carried.

Motion by Merten, second by Ringgenberg to approve today's claims approval list, as corrected. Carried.

Motion by Huseman, second by Altena, to approve and authorize the Chair to sign the list of departmental VISA credit cards, issued through Citizen's First National Bank, with their limit amounts. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign Resolution #2015-08-25-A Local Option Sales & Services Tax (Unincorporated area). Carried.

RESOLUTION 2015-08-25-A

WHEREAS, a 1% local option sales and services tax is currently imposed in the unincorporated area of Buena Vista County; and

WHEREAS, said 1% local option sales and services tax is scheduled to end automatically on June 30, 2020; and

WHEREAS, Chapter 423B.1(3) of the 2015 Code of Iowa authorizes imposition, continuation, repeal or change in use of a local option tax only after a majority of those voting on the question approves such continuation, repeal, or change in use;

WHEREAS, Iowa Code Section 423B.1(6) allows the governing body of a city or county to initiate the local option tax election by filing a motion with the County Auditor pursuant to Iowa Code section 423B.1(4);

WHEREAS, the Buena Vista County Board of Supervisors requests the submission to the voters in the unincorporated area of Buena Vista County the question of the continuation for fifteen years of the local sales and services tax at a one percent (1%) rate after the termination of the present local sales and services tax is set to expire on June 30, 2020;

NOW THEREFORE BE IT RESOLVED, that the Buena Vista County Board of Supervisors does hereby request that an election be held for the purpose of presenting to the voters the question whether or not to impose the local option sales tax in the unincorporated area of Buena Vista County for an additional 15-year period after the current tax expires on June 30, 2020. The proposed use would not change, with the amount for tax relief at 40% (Rural Basic Fund) and the amount for capital expenditures (Secondary Road Fund) at 60%.

PASSED AND APPROVED this 25th day of August, 2015.

/s/ Dale Arends, Chairman, Board of Supervisors.....Attest Leigh Madsen, Deputy County Auditor

Discussion of the review of DOT plans for 2 bridge replacements on IA 3, that will cross drainage districts, was postponed until the next meeting, when Engineer Wilkinson will be available.

Sheriff Kory Elston was present for his **department update**. Purchase of a new squad car will be in the next payment of claims. A full time jailer has resigned. A current part-time jailer will be moving into the full time position. The two open positions in the Comm Center have been filled. There is still one deputy position that needs to be filled. Once the deputy position has been filled, all departments will be at full staff.

Sheriff Elston reported that he has received the **Jail Inspection Report**, and no problems were found. The jail staff and Buildings/Grounds Department were complimented on their upkeep of the facility.

The **Deputy Candidate Testing** was held on August 15th. There were 23 applicants, 12 passed the agility and written tests. There will be 10 certified. Deputy Jason Hayes' training at the academy will be postponed until January.

Drainage Attorney Gary Armstrong was present for his appointment along with County Attorney Dave Patton. Motion by Ringgenberg, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of **closed session** at 10:03 a.m. Carried.

Drainage Attorney Gary Armstrong presented information on the **Agricultural Legal Defense Fund**. The Fund will be granting \$45,000, to be used equally by the three counties, to assist in expenses due to the Des Moines Water Works lawsuit. The grant application needs to be approved by all three counties, Buena Vista, Calhoun, and Sac. Calhoun County and Sac County have already approved the application. The funds will be deposited with the Sac County Auditor. Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **grant application** from the Agricultural Legal Defense Fund, for \$45,000, to assist the three counties in their defense of the Des Moines Water Works lawsuit. Carried.

Supervisor meeting reports: Merten attended the Central Iowa Juvenile Detention meeting last week. Arends attended the NW IA YES Center meeting. Altena will be attending an Upper Des Moines meeting tonight. Next week there is a Safety meeting and a Department Head meeting.

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 10:18 a.m. until Tuesday, September 1, at 8:30 a.m. for a special session. Carried.

Leigh Madsen, Deputy Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTY-FIRST MEETING, 2015 SESSION (41)
SEPTEMBER 1, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 1, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Engineer Bret Wilkinson presented information on the C63 overlay project for 4 miles of road. The agreement is for a 50/50 split, with the County receiving \$500,000. Motion by Altena, second by Merten, to approve and authorize the Chair to sign the Federal-aid Agreement for **Project STP-S-CO11(97)--5E-11**. Carried.

Motion by Huseman, second by Ringgenberg, to approve the final pay voucher for **Nelson & Rock Contracting**, for the bridge project in Section 6 of Washington Township, in the amount of \$5,555.96, the retainage amount on the contract. Carried.

Secondary Road update: They are done laying asphalt on C25 and C29; they haven't started on shouldering yet; M27 edge work still needs to be done; dirt crew still working on 120th Ave. south of Rembrandt.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **Standard DOT Title VI Assurances**. Carried.

Engineer Bret Wilkinson and Auditor Susan Lloyd updated the Board on the **Title VI** audit that they sat through with the DOT last week. Title VI was something started and approved by the Board in September, 2012, by approving a Title VI Plan and the Standard DOT Title VI Assurances. The Assurances form needs to be completed each year when there is a change in the Chairman of the Board of Supervisors. There are other steps that need to be addressed, plans adopted, and training for departments and employees. Currently, the Auditor is listed as the Title VI Coordinator, however, Lloyd stated that she does not have the time, nor does her staff, in completing the necessary documents for this, so she asked the Board to appoint someone else as the Title VI Coordinator. According to a survey of County Auditors, of those answering the survey, the majority have their County Engineer as the Coordinator, a few Auditors, a few Human Resource Directors, and some have the Board Chairman. No action was taken at this time to appoint a Title VI Coordinator. Arends will talk to the Department Heads about this subject on Thursday.

Case Manager Administrator Alicia Gatzemeyer presented the **FY'15 Cost Report** for Targeted Case Management to the Board. They provided more units than was projected, so the cost went down. Their cost per unit went from \$45.35 to \$43.57. The payback will amount to approximately \$7,000. Motion by Merten, second by Ringgenberg, to approve the **FY'15 Cost Report** for Targeted Case Management, and authorize the Chair to sign. Carried.

Case Manager Administrator Alicia Gatzemeyer updated the Board on the **Iowa Medicaid Modernization**, and the 4 MCO's that have been appointed. This new process will begin January 1, with a 6 month transitional period. There are some companies that have appealed, and according to the news reports, the companies not chosen are suing the Governor. Gatzemeyer stated that contracts are scheduled to be signed September 11.

Captain Marty Demuth presented information to the Board, for Sheriff Elston, regarding the Sheriff's proposal to hire a **new deputy**, which currently is a certified officer for another agency and has a current contract. Demuth stated that the Sheriff's Department has one officer that will be deployed in 2016, and another officer that will be attending the Law Enforcement Academy in January, for four months. The Sheriff would like to hire the certified officer, and requested the Board allow reimbursing the other agency for the officer's training expense at the Academy, his meals, and physical, which totals \$6,398.78. The Board asked Captain Demuth if the new officer would sign a contract with the County, and Demuth stated that a contract would be signed by the officer, to protect the County in case they were to leave employment. Motion by Huseman, second by Merten, to authorize the Sheriff to buy out the contract of their prospective deputy, in the amount of \$6,398.78. Carried.

Motion by Altena, second by Ringgenberg, to approve the **Law Enforcement Contract** for the City of Truesdale for FY'16, and authorize the Chair to sign. Carried.

Env Health/Zoning Director Kim Johnson received information regarding an MMP for the Frank Site in Section 8, Washington Township. This would be for a 2,400 head hog facility. Motion by Ringgenberg, second by Altena, to set the public hearing on the **MMP** for the Frank Site in Section 8, Washington Township, for September 22, at 9:00 a.m. Carried.

Env Health/Zoning Director received a copy of the draft permit from IDNR for **Burr Oak Growers**, in Section 15 of Elk Township. The Board has 14 days if they wanted to take any further action. No action was taken.

Engineer Brian Blomme, ISG, presented information regarding repairs to **DD #34 Lat 6** for additional placement of riprap for 11 sites due to bank slides. There was \$1,500 in the current contract for repairs, with an additional \$17,100 needed for additional riprap. Motion by Ringgenberg, second by Arends, to approve the proposed change order for 285 ton of riprap needed to repair the bank slides in **DD #34 Lat 6**, in the amount of \$17,100.00. Carried.

Engineer Brian Blomme, ISG, presented information on a cost estimate for **DD #101 MOD** open ditch repairs. The estimated cost for repairs is \$114,732.80. The estimated improvement project cost, which includes engineering services, legal, publication, damages, contingencies, annexation, reclassification, and project warrant interest is \$206,732.80. The average cost per assessed acre (3,609 acres) is \$57.28. Blomme stated that DD #33, DD #37, DD #38, and DD #39 all use DD #101 as their outlet. Motion by Ringgenberg, second by Merten, to table this information and await a landowner to present a petition before going forward with any repairs to **DD #101**. Carried.

Engineer Brian Blomme, ISG, presented information on a cost estimate for **DD #34 MOD** for repairs, north of Marathon. The estimated construction cost estimate is \$109,959.00, which would also require an Engineer's Report and public hearing. The total estimated cost of the whole project is estimated at \$177,459.00, or an average cost per assessed acre (141,270.21

acres) is \$1.26. Reclassification and annexation are not needed on this project. There has not been a petition filed for this project, the original request came from Secondary Roads. Motion by Merten, second by Arends, to proceed with an Engineer's report and a public hearing for repairs on **DD #34 MOD**. Carried.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Altena, second by Merten, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Ringgenberg, second by Altena, to go out of **closed session** at 11:45 a.m. Carried.

Motion by Altena, second by Huseman, to approve the **minutes** of 8/25, as corrected, and the following reports: June Central IA Juvenile Detention Center minutes & August Agenda, June Storm Lake United minutes, financials, and August agenda, Board of Health August agenda and August Nurses report, April DCAT Governance Board minutes & August agenda, June BVCS Early Childhood Iowa minutes & August agenda and financials. Carried

Motion by Merten, second by Ringgenberg, to have the Auditor notify the IDOT that there are no issues with the **bridge replacements on Hwy 3**. Carried.

Wellness and Bldg/Grounds, through the Pop and Candy Fund, would like to host an employee holiday dinner in the Courthouse Public Meeting Room on 12/9/15. No tax dollars are used for this holiday dinner. Motion by Huseman, second by Altena, to approve the Wellness Committee and Bldg/Grounds request to host an **employee holiday dinner** in the Courthouse Public Meeting Room on 12/9/15. Carried.

Motion by Altena, second by Ringgenberg, to **void check** #252330, issued August 11, 2015 to Mid-American Energy, for \$3,894.99, as it has been lost, and to authorize the Auditor's Office to reissue. Carried.

Supervisor meeting reports: Arends will attend Safety meeting on Wednesday and Department Head meeting on Thursday.

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

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTY-SECOND MEETING, 2015 SESSION (42)
SEPTEMBER 8, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 8, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Engineer Bret Wilkinson presented a utility permit from Iowa Lakes Regional Water. Motion by Huseman, second by Altena, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Regional Water for a 2 inch line to cross under the intersection of 150th Ave. and Highway 3. Carried.

Motion by Ringgenberg, second by Merten to accept the **resignation** of Sign Superintendent Dave Ploeger, and to appoint Kevin Lullmann as Sign Superintendent effective 9-5-15. Lullmann will receive a \$.47 increase. Carried.

Secondary Road Update: Beck Construction will start shouldering on C29 and C25. The new motorgrader is scheduled to be delivered around 11:00 tomorrow. Wilkinson invited the Superiors to come and see the new equipment. Mowing is continuing on some areas that are in need. Work continues on spot graveling.

Env Health/Zoning Director reviewed the request for a Minor S/D for Donald and Betty Schmitt in Section 14 of Maple Valley Township. Motion by Merten, second by Huseman, to approve and authorize the Chair to sign **Resolution #2015-09-08-A** Minor S/D for Donald and Betty Schmitt in Section 14 of Maple Valley Township. Carried.

RESOLUTION 2015-09-08-A

WHEREAS Donald L Schmitt on behalf of the Donald L. Schmitt and Betty J. Schmitt Family Trust has presented preliminary and final plat (of survey) on the following described property:

DESCRIPTION - LOT ONE OF LOT C

A TRACT OF LAND LOCATED IN LOT C IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 14, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southeast Quarter (SE ¼) of said Section 14; Thence North 89°59'09" West, along the South line of said Southeast Quarter (SE ¼), 540.15 feet to the West line of said Lot C; Thence North 00°00'00" West, along said West line, 827.20 feet; Thence South 89°59'09" East, 540.15 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00°00'00" East, along said East line 827.20 feet to the Point of Beginning.

Hereafter known as Lot One of Lot C in Section 14, Township 90 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 10.26 acres and is subject to all easements of record.

WHEREAS, the final plat meet 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 ONE OF LOT C

A TRACT OF LAND LOCATED IN LOT C IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 14, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southeast Quarter (SE ¼) of said Section 14; Thence North 89°59'09" West, along the South line of said Southeast Quarter (SE ¼), 540.15 feet to the West line of said Lot C; Thence North 00°00'00" West, along said West line, 827.20 feet; Thence South 89°59'09" East, 540.15 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00°00'00" East, along said East line 827.20 feet to the Point of Beginning is hereby accepted subject to the following if any: none.

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

DESCRIPTION - LOT ONE OF LOT C

A TRACT OF LAND LOCATED IN LOT C IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 14, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southeast Quarter (SE ¼) of said Section 14; Thence North 89°59'09" West, along the South line of said Southeast Quarter (SE ¼), 540.15 feet to the West line of said Lot C; Thence North 00°00'00" West, along said West line, 827.20 feet; Thence South 89°59'09" East, 540.15 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00°00'00" East, along said East line 827.20 feet to the Point of Beginning: and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 8th day of September, 2015.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Leigh Madsen, Deputy Auditor

Env Health/Zoning Director reviewed the request for a Minor S/D for Brent and Tanya Moens in Section 29 of Fairfield Township. Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-09-08-B** Minor S/D for Brent and Tanya Moens in Section 29 of Fairfield Township. Carried.

RESOLUTION 2015-09-08-B

WHEREAS Brent Moens and Tanya Moens have presented preliminary and final plat (of survey) on the following described property:

DESCRIPTION - LOT A

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE ¼ NW ¼) OF SECTION 29, 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 Northwest Quarter (NW ¼) of said Section 29; Thence on a previously recorded bearing of South 00°08'32" West, along the East line of said Northwest Quarter (NW ¼), 842.00 feet; Thence North 87°50'32" West, 274.48 feet; Thence North 01°02'45" East, 831.80 feet to the North line of said Northwest Quarter (NW ¼); Thence South 90°00'00" East, along said North line, 261.18 feet to the Point of Beginning.

Hereafter known as Lot A of Section 29, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Parcel contains 5.14 Acres and is subject to all easements of record.

DESCRIPTION - LOT B

A TRACT OF LAND LOCATED IN THE EAST HALF OF THE NORTHWEST QUARTER (E ½ NW ¼) OF SECTION 29, 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 Northwest Quarter (NW ¼) of said Section 29; Thence on a previously recorded bearing of South 00°08'32" West, along the East line of said Northwest Quarter (NW ¼), 842.00 feet to the Point of Beginning; Thence continuing along said East line, South 00°08'32" West, 483.25 feet; Thence South 88°27'35" West, 437.67 feet; Thence North 00°15'34" East, 309.00 feet; Thence North 89°00'13" East, 122.50 feet; Thence North 01°02'45" East, 1026.05 feet to the North line of said Northwest Quarter (NW ¼); Thence South 90°00'00" East, along said North line 37.00 feet; Thence South 01°02'45" West, 831.80 feet; Thence South 87°50'32" East, 274.48 feet to the Point of Beginning.

Hereafter known as Lot B of Section 29, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Parcel contains 5.13 Acres and is subject to an easement for ingress and egress as shown on a Plat of Survey by J. Scott Shevel (recorded as Document No. 971712 in the Buena Vista County Recorder's Office) and to all other easements of record.

WHEREAS, the final plat meet 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 NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE ¼ NW ¼) OF SECTION 29, 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 Northwest Quarter (NW ¼) of said Section 29; Thence on a previously recorded bearing of South 00°08'32" West, along the East line of said Northwest Quarter (NW ¼), 842.00 feet; Thence North 87°50'32" West, 274.48 feet; Thence North 01°02'45" East, 831.80 feet to the North line of said Northwest Quarter (NW ¼); Thence South 90°00'00" East, along said North line, 261.18 feet to the Point of Beginning.

DESCRIPTION - LOT B

A TRACT OF LAND LOCATED IN THE EAST HALF OF THE NORTHWEST QUARTER (E ½ NW ¼) OF SECTION 29, 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 Northwest Quarter (NW ¼) of said Section 29; Thence on a previously recorded bearing of South 00°08'32" West, along the East line of said Northwest Quarter (NW ¼), 842.00 feet to the Point of Beginning; Thence continuing along said East line, South 00°08'32" West, 483.25 feet; Thence South 88°27'35" West, 437.67 feet; Thence North 00°15'34" East, 309.00 feet; Thence North 89°00'13" East, 122.50 feet; Thence North 01°02'45" East, 1026.05 feet to the North line of said Northwest Quarter (NW ¼); Thence South 90°00'00" East, along said North line 37.00 feet; Thence South 01°02'45" West, 831.80 feet; Thence South 87°50'32" East, 274.48 feet to the Point of Beginning.

are hereby accepted subject to the following if any: none.

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

DESCRIPTION - LOT A

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE ¼ NW ¼) OF SECTION 29, 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 Northwest Quarter (NW ¼) of said Section 29; Thence on a previously recorded bearing of South 00°08'32" West, along the East line of said Northwest Quarter (NW ¼), 842.00 feet; Thence North 87°50'32" West, 274.48 feet; Thence North 01°02'45" East, 831.80 feet to the North line of said Northwest Quarter (NW ¼); Thence South 90°00'00" East, along said North line, 261.18 feet to the Point of Beginning.

DESCRIPTION - LOT B

A TRACT OF LAND LOCATED IN THE EAST HALF OF THE NORTHWEST QUARTER (E ½ NW ¼) OF SECTION 29, 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 Northwest Quarter (NW ¼) of said Section 29; Thence on a previously recorded bearing of South 00°08'32" West, along the East line of said Northwest Quarter (NW ¼), 842.00 feet to the Point of Beginning; Thence continuing along said East line, South 00°08'32" West, 483.25 feet; Thence South 88°27'35" West, 437.67 feet; Thence North 00°15'34" East, 309.00 feet; Thence North 89°00'13" East, 122.50 feet; Thence

North 01°02'45" East, 1026.05 feet to the North line of said Northwest Quarter (NW ¼); Thence South 90°00'00" East, along said North line 37.00 feet; Thence South 01°02'45" West, 831.80 feet; Thence South 87°50'32" East, 274.48 feet to the Point of Beginning: and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 8th day of May, 2015.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Leigh Madsen,
Deputy Auditor

Hear the Public: Assessor Kathy Croker was present to explain the letters the Board received on property assessment appeals.

Motion by Ringgenberg, second by Merten to approve the minutes of 9/1, as corrected, today's adjusted claims approval list, and the following reports: June Emergency Management Commission minutes, September Safety Committee minutes, August Rolling Hills Community Services Governance Board meeting packet, NW IA YES Center June minutes-July financials-August agenda, August Sheriff's Report of Fees Collected, July Board of Health minutes. Carried.

Motion by Merten, second by Huseman to approve the change order #1 for the DD#34 Lat 6 project of L.A. Carlson Contracting, Inc., in the amount of \$33,051.50, and to direct the Chair to sign, when the original papers arrive. Carried.

Motion by Ringgenberg, second by Altena to approve the application of partial payment No. 2 for the DD #34 Lat 6 project, for L.A. Carlson Contracting, Inc., in the amount of \$77,968.32, and to authorize the Chair to sign, when the original papers arrive. Carried.

Supervisor Meeting Reports: Arends will attend the E911 and Emergency Management meetings tomorrow.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 9:21 a.m. until Friday, September 11, at 9:00 a.m. for a special session to canvass the School Election. Carried.

Leigh Madsen, Deputy Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTY-THIRD MEETING, 2015 SESSION (43)
SEPTEMBER 11, 2015**

The Buena Vista County Board of Supervisors met in special session on Friday, September 11, 2015 at 9:00 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Pursuant to Chapter 50.24 of the 2015 Code of Iowa, motion by Ringgenberg, second by Merten, to declare the results of the **canvass** of the 2015 Regular School Election held September 8, as follows:

Albert City-Truesdale School District: total voters - 42

For School Board Director - elect 2

Jake Heuton	41	elected
Lukas Peterson	40	elected
Scattering	0	

Alta Community School District: total voters - 36

For School Board Director - elect 3

Ila Galvin	28	elected
Laura A. Millard	36	elected
Jodi Theisen	32	elected
Scattering	2	

Newell-Fonda School District: total voters - 30

For School Board Director, District 1 - elect 2

Roger Sarchet	28	elected
Geoffery Smith	27	elected
Scattering	0	

For School Board Director, District 2 - elect 1

Kyle Scheidegger	30	elected
Scattering	0	

Sioux Central School District: total voters - 70

For School Board Director, District 1 - elect 1

Michelle Patten	60	elected
Scattering	1	

For School Board Director, District 4 – elect 1

Liza Gunnerson-(write-in)	2	
Kevin Lindquist-(write-in)	13	elected

Brian Madsen-(write-in)	8
Scattering	16

For School Board Director, District 5 – elect 1

Liza Gunnerson-(write-in)	19	elected
Rebecca Johnson-(write-in)	2	
Scattering	9	

Storm Lake School District: total voters - 69

For School Board Director - elect 3

Emilla Marroquin	62	elected
Melea Raveling	63	elected
David Skibsted	61	elected
Scattering	0	

Iowa Central Community College:

For Director, District 4 – elect 1

Connie Smith	51
Scattering	1

and to direct the Auditor to prepare abstracts as required. Carried.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 9:26 a.m. until Tuesday, September 15, at 8:30 a.m. for a special session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTY-FOURTH MEETING, 2015 SESSION (44)
SEPTEMBER 15, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 15, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Altena, to approve the underground utility permit for Iowa Lakes Regional Water for a 2" line under 440th St., half mile east of 30th Ave. to service the BV County Conservation Park. Carried.

Secondary Road Update: Normal operations going on, blading, brush cutting; the shouldering work on C25 and C29 is about 50% complete with painting and seeding to be done next; Engineer Wilkinson will start interviewing for the Equipment Operator 1 position tomorrow.

Nurse Administrator Pam Bogue requested to set up a flu clinic in the Courthouse lobby, to be available to the public and county employees. Bogue stated that Public Health does not bill the insurance company, but will give receipts for individuals to submit the claim themselves. The cost is \$20. Bogue is requesting to set up one morning for a couple hours, and then again on October 1, prior to the Farmer's Market. Motion by Ringgenberg, second by Huseman, to allow Public Health to set up a public and employee flu clinic for Thursday, October 1, from 2:00 – 4:30 p.m. in the Courthouse lobby. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair and Auditor to sign the HAVA Election Equipment Disposal Certification form, and to forward on to the Secretary of State's Office. Carried.

Motion by Ringgenberg, second by Merten, to approve the minutes of 9/8 and 9/11, as printed, and the following reports: August Clerk of District Court Report of Fees Collected, FY'15 Third Judicial District Income Statement, August Accountant's Compilation Report for the Solid Waste Commission, August 13 & August 31 minutes of BV County Solid Waste Commission, July NWIPDC Policy Council minutes. Carried.

Hear the Public: James Eliason presented a resolution for the Board to consider, and would like it placed on the Board agenda next week. Eliason stated that 650 cities and counties across the nation have passed this resolution. The resolution is to show the Board's full support for a constitutional amendment to restore the right to limit spending in our elections, and for state and federal lawmaking to assure transparency such that entities and persons spending significant sums in our elections are known to the public. This will be on the Board's agenda for September 22.

Supervisor Meeting Reports: Altena attended the BV County Solid Waste meeting last week

Case Manager Administrator Alicia Gatzemeyer reviewed the information that she has received on the MCO contracts. So far, there is only 1 of the 4 companies that have submitted a contract to BV County for services. The contract would be for a 6 month transition. The contact from AmeriHealth Caritas is due by October 1.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Merten, second by Altena, to go into closed session under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of closed session at 10:05 a.m. Carried.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 10:09 a.m. until Tuesday, September 22, at 8:30 a.m. for a regular session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTY-FIFTH MEETING, 2015 SESSION (45)
SEPTEMBER 22, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 22, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to approve the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, to install single phase, overhead, 7,200 volt power lines north along 230th Ave. from 580th St., for a new service. Carried.

Secondary Road Update: The crews are edge rutting on M50, and then will move to M36 and M27; still receiving entrance requests; they are still rocking; they are expecting painters to start today on the asphalt project, and then just the seeding will need to be done; McGowan is at a conference this week; Engineer Wilkinson is hoping to bring a name to the board next Tuesday, for the Board to hire to replace Ploeger.

Supervisor Meeting Reports: Arends attended the NW IA Planning, RIDES, and the Regional Safety Committee for SHIELD; Arends also attended the NW IA YES Center meeting last Friday.

Env Health/Zoning Director Kim Johnson informed the Board that Calhoun County has given up their **food inspections** with DIA, and it has been offered to BV County. Calhoun County currently has 66 establishments, and brings in an income of \$11,652 per year. Currently, BV County inspects on an annual basis. By adding Calhoun County, the total inspections would be 654. Staff is concerned about going to a 4-county inspection. Ultimately, this is decided by the Board of Health, but Johnson wanted the Supervisors to be aware.

The Chairman open the **Public Hearing** on the new **MMP** for the Frank Site in Section 8 of Washington Township with Env Health/Zoning Director Kim Johnson, Don Cullers, Dave Magnussen, Janet Magnussen, Paul Magnussen, Doug Miller, Dave Gutel, and Lyle Mosbach present. There were no owners or builders present for the discussion. The contact person is listed as Andy Kosky. This is for a 2,400 head, 960 animal unit, finishing hog facility, which is

under the Master Matrix. Cullers lives one mile north of the proposed location. Cullers concerns were the impact to individual residents, environmental impact, and impact to the County. The primary impact to individual residents is nuisance odor and negative impact on property values. Currently there are five animal feeding confinement operations within one and one-half miles of Cullers house. Cullers commented that the location is next to a drainage ditch in the County, which will impact nitrate levels. All of the other landowners agreed with what Cullers comments were, and are all against this facility being built. Johnson will forward all comments to the IDNR. The Board stated that they have nothing to do with the approval or denial of the permit, but they always like to have the public hearing to air the residents' concerns. Motion by Huseman, second by Altena, to close the public hearing. Carried.

Bldg/Grounds Supt. Steve Hammen requested to carry over 91 hours of vacation time. Motion by Merten, second by Altena, to allow Steve Hammen to carry over 91 hours of vacation time. Carried.

Nurse Administrator Pam Bogue requested a small remodel job to enlarge her office space. Hammen was present too for the discussion, and showed the Board a diagram of what the office layout looks like. Hammen estimated the cost to be \$6,000-\$6,500, and would be done next fall. The Board didn't take action on this subject, they will go tour the office and revisit this in a couple weeks.

Emergency Management Coordinator Aimee Barritt informed the Board of a letter she received from the Sioux City Fire Department regarding BV's current HAZMAT agreement, which will expire 6/30/17. Currently, BV County pays .85 per capita for a total of \$17,221. The proposed increase is up to \$20,260, or \$1/capita. Barritt has surveyed other HAZMAT Teams to see what their charges are, and some include classes and mapping services. Barritt would like to schedule a meeting with Sioux City Fire Department, LEPC, and the Board of Supervisors, to start looking at options before negotiating a new contract.

Hear the Public: Sheriff Kory Elston introduced his newest deputy, Jacob Nelson.

Drainage Attorney Gary Armstrong cancelled his appointment for today.

James Eliason returned to the Board meeting to discuss the resolution that he presented last week for the Board to consider. Eliason stated that nine cities/counties have passed this resolution in Iowa, and 650 cities and counties across the nation have passed this resolution. The resolution is to show the Board's full support for a constitutional amendment to restore the right to limit spending in our elections, and for state and federal lawmaking to assure transparency such that entities and persons spending significant sums in our elections are known to the public. Arends stated that he struggles with whether it is appropriate for the Board to pass a resolution that is an opinion. Merten commended Eliason for bringing it to the Board, stating that this is a good place to start to bring this to the Federal Government, to have a change made. Eliason commented that this will weigh in on the Federal Government, and stated that if the Board is in favor of the "idea" then they should pass the resolution. Arends commented that he didn't like the last paragraph restricting the donations to \$200. Eliason commented that he read it differently, and would not have a problem with deleting the last paragraph, as he certainly doesn't want to deter individuals from running for local office. Motion by Altena, second by Merten, to approve the proposed Resolution #2015-09-22-A, striking the last paragraph as it

was presented. Ayes: Altena, Merten, Ringgenberg. Nays: Arends. Abstention: Huseman.
Motion carried.

RESOLUTION #2015-09-22-A

Resolution to establish as the position of the Buena Vista County Board of Supervisors full support for a constitutional amendment to restore the right to limit spending in our elections, and for state and federal lawmaking to assure transparency such that entities and persons spending significant sums in our elections are known to the public.

WHEREAS, the United States Supreme Court recognized in *Austin v. Michigan Chamber of Commerce* (1990) the threat to a republican form of government posed by "the corrosive and distorting effects of immense aggregations of wealth"; and

WHEREAS, the United States Supreme Court in *Citizens United v. the Federal Election Commission* (2010) reversed the decision in *Austin*, thereby resulting in excessive influence of wealth in influencing voters; and

WHEREAS, the United States Supreme Court held in *Buckley v. Valeo* (1976) that the appearance of corruption justified limits on contributions to candidates; and

WHEREAS, money is property, it is not speech; and

WHEREAS, Article V of the United States Constitution empowers the people of the United States of America to use the constitutional amendment process to correct egregiously wrong decisions of the United States Supreme Court,

NOW, THEREFORE, BE IT RESOLVED that it is the position of the Buena Vista County Board of Supervisors that corporations do not have the same constitutional rights as natural persons do; and that because money is not speech, limits on political spending will promote the goals of the First Amendment by ensuring that all citizens, regardless of wealth, have an equal opportunity to have their political views heard; and

BE IT FURTHER RESOLVED that the Buena Vista County Board of Supervisors shall send a copy of this resolution to each state and federal legislator representing Buena Vista County, respectfully urging Iowa's Congressional delegation to pass an amendment to the United States Constitution overturning the *Citizens United* decision, and calling upon the Iowa State Legislature to pass a resolution calling for such a constitutional amendment and expressing willingness to ratify the amendment upon passage by Congress.

Approved this 22nd day of September, 2015.

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

Motion by Altena, second by Ringgenberg, to set October 6, at 9:00 a.m. as the date and time for a public hearing upon the proposed **28E Agreement** allowing use of portions of its property for a fiber optic network to be owned and operated by the city, with the County and

school district participating in its use and maintenance. A copy of the 28E agreement is available for review. Carried.

Andy Kosky and Rusty Kosky came in to see if the Board had any questions for them regarding the public hearing that was held earlier on the **Frank Site MMP**. The Board informed the gentlemen that their names were passed along to the individuals present for the public hearing.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 9/15, as printed, and today's **claims approval list**. Carried.

Motion by Huseman, second by Ringgenberg, to approve the **fireworks permit** for Albert City Chamber for October 9, 2015, with the Albert City Chamber being responsible for all liability and safety. Merten has concerns about the time of year for the display. Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: Merten. Motion carried.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 11:30 a.m. until Tuesday, September 29, at 8:30 a.m. for a special session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTY-SIXTH MEETING, 2015 SESSION (46)
SEPTEMBER 29, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 29, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion Ringgenberg second by Merten, to approve the **utility permit** for Corn Belt Power Coop to install two poles at the corner of 150th Avenue and 450th Street. Carried.

Motion by Huseman, second by Altena, to approve the **hiring** of Daniel Maloy, as an Equipment Operator I, effective October 26, at a rate of \$2.00 under the Operator I rate with increases at 6 month review. Carried.

Secondary Road Update: Engineer Wilkinson stated that shouldering work continues on C13, and is completed on M27, M36 and M50. Gravel is being used on two and limestone on the other two. They will be studied to see if the limestone is holding up better than gravel. Mowing continues on both hard surface and gravel roads. This will hopefully be the last time before winter. Huseman asked about the usage of the Truesdale site. Engineer Wilkinson said that the

building is being used for storage. Merten asked Engineer Wilkinson to check into the condition of the shoulders along C49, the detour route.

The consensus of the Board was to authorize the Chair to sign a **Certificate of Appreciation** for Dave Ploeger's retirement.

Motion by Altena, second by Merten, to approve the **minutes** of 9/22, as corrected, and the following **reports**: Jackson Recovery Centers 2014 Annual Report, Central IA Juvenile Detention Center August 2015 & Financials, NW IA YES Center August minutes, financials, and September agenda. Carried.

Motion by Ringgenberg, second by Huseman, to accept the **DD #101** petition that was filed, and to appoint Brian Blomme, ISG, as the Drainage Engineer, moving forward with a formal Engineer's Report for repairs/cleanout. Carried.

Arends explained the **National Disaster Resilience Competition** to the Board members. It is Arend's recommendation that Buena Vista County participate. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair and Deputy Auditor to sign the **Letter of Intent** and the **Partnership Agreement** to participate in the **National Disaster Resilience Competition** on behalf of the North Raccoon River Watershed. Carried.

Supervisor Meeting Reports: Altena and Huseman attended the Lake Improvement meeting last night. Dale attended the Lake Preservation picnic. Merten attended Plains Area Mental Health in LeMars and the Rolling Hills Region meeting.

Kiley Miller, President & CEO of **Iowa Lakes Corridor**, presented the financial statement for the year ended June 30, 2015.

Conservation Director/Weed Commissioner Greg Johnson gave his **department update**. The Weed Department is done spraying for the season. They will be winterizing the equipment. The rural water has been installed to the cabin. Greg and Darwin continue to work on the cabin. Greg and Katie were at the Clay County Fair for two days. On Wednesday Greg will be attending a REAP meeting in Spencer. This weekend is Fall Fun Days at the campgrounds. The camping will be free, as long as you bring candy for Trick-or-Treating. For FY16, revenue from the campground is at \$12,208 and \$371 from shelter house reservations. The Bait Shop has been slow since opening the first part of August.

Env Health/Zoning Director Kim Johnson discussed adding Calhoun County for **food inspections**. Johnson plans to recommend to the Board of Health to add Calhoun County. Motion by Huseman, second by Altena, to recommend the addition of Calhoun County for food inspections. Ayes: Arends, Altena, Huseman, Merten. Nays: None. Abstentions: Ringgenberg Carried.

Hear the Public: Bldg/Grounds Superintendent Steve Hammen updated the Board on his upcoming projects. There needs to be an upgrade on the elevator and its fire alarm system. The cost is estimated to be between \$75,000 & \$85,000. If the remodeling project at Public Health is approved, it is estimated to cost between \$5,000 and \$7,000.

Sheriff Kory Elston gave his **department update**. Currently there are 6 inmates in jail. Work hours for the staff may get adjusted due to low census. The boats and jet skis will be getting winterized. Ice water rescue equipment will be getting put into place.

Motion by Merten, second by Ringgenberg, to approve the **Law Enforcement Contract** for the City of Linn Grove, for FY'16. Carried.

Drainage Attorney Gary Armstrong was present to discuss the **Dakota Access Pipeline Resolution** on construction of a hazardous liquid pipeline over, across or beneath County drainage districts. Armstrong recommends not adopting the Resolution at this time. Armstrong still has some questions and concerns about the insurance and what will happen if the insurance is not kept in force. Drainage Engineer Brian Blomme would like to see some language changed

dealing with the construction and repairs and has request consultation with Drainage Attorney Armstrong. Motion by Ringgenberg, second by Huseman, to authorize Drainage Attorney Gary Armstrong to consult with Drainage Engineer Brian Blomme regarding the insertion of language on construction and repairs in the Dakota Access Pipeline Resolution. Carried.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Ringgenberg, second by Altena, to go into closed session under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of closed session at 11:03 a.m. Carried.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 11:06 a.m. until Tuesday, October 6, at 8:30 a.m. for a special session. Carried.

Leigh Madsen, Deputy Auditor

Dale Arends, Chairperson

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BUENA VISTA COUNTY
JULY – SEPTEMBER 2015
CLAIMS LISTING

A & A AUTOMOTIVE 43.20; A & M LAUNDRY, SERVICES INC 175.00; ADVANCED SYSTEMS, INC 518.00; ADVANCED SYSTEMS, INC. 724.14; AELSON, MIKKA 32.10; AFLAC 7,283.03; AG PARTNERS LLC 175.71; AHRENDSEN, KARLA 35.92; ALBERT CITY, CITY OF 202.80; ALLIANT ENERGY 2,366.50; ALPHA PRO SOLUTIONS, INC. 365.00; ALPHA WIRELESS COMMUNICATIONS 30,661.60; ALTA MUNICIPAL UTILITIES 528.88; AMCOM SOFTWARE INC 3,900.00; AMERICAN CHAMBER OF COMMERCE 161.00; AMERICAN LEGION POST 394 45.00; ANDERSON, JUSTIN 166.81; ARENDS, REVA RAE 46.01; ARMSTRONG, CAROLYN 708.35; ARNOLD MOTOR SUPPLY 252.84; ARNOLD MOTOR SUPPLY 24.69; ARTISAN SURFACES 5,033.70; B V CO SECONDARY ROAD 3,740.48; B V COUNTY HEALTH DEPT 34,532.83; BAKER, PATRICIA 10.70; BANKCARD SERVICES 4,412.32; BANUELOS, SONIA 500.00; BARCO MUNICIPAL PRODUCTS, INC 948.78; BARGEN INC 26,250.00; BENNETT, ASHLEY 254.65; BERRYHILL CTR FOR MENT HLTH 115.00; BLASDEL, MYRTLE M 21.40; BOELTER, VICTORIA 14.98; BOGUE, PAMELA 195.46; BOISEN, PAUL 304.00; BOISEN, SHARON 304.00; BOLTON & MENK, INC 3,440.00; BOMGAARS 585.70; BOONE COUNTY SHERIFF 42.75; BREYFOGLE, CECILE C 593.82; BREYFOGLE, JANICE 304.00; BRINGLE, LISA 1,030.05; BROWN SUPPLY CO 691.46; BRUNER, BRUNER, REINHART, 216.00; BUENA VISTA CO AUDITOR 160,173.10; BUENA VISTA CO EMS ASSOCIATION 6,612.00; BUENA VISTA CO IT DEPT 284.88; BUENA VISTA CO TREASURER 21,089.00; BUENA VISTA CO. SHERIFF 1,884.19; BUENA VISTA COUNTY EXTENSION 206.00; BUENA VISTA COUNTY JOURNAL 2,098.75; BUENA VISTA REG MEDICAL CENTER 288.00; BUILDERS SHARPENING & SERVICE 84.00 ; BUSS, JON 30.00; BV CO EMPLOYEE HEALTH FUND 363,682.16; BV CO EMPLOYEE HEALTH FUND 19,579.40; BV CO EMPLOYEE HEALTH FUND 8,037.45; BV CO EMPLOYEE HEALTH FUND 23,063.95; BV STATIONERY & PRINTING 4,771.40; BWT HOLDINGS LLLP 500.00; C & H HEAVY DUTY SPECIALISTS 1,250.00; CALHOUN COUNTY AUDITOR 83,857.78; CALHOUN COUNTY PUBLIC HEALTH 3,629.18; CALHOUN COUNTY REMINDER 79.99; CALHOUN COUNTY SHERIFF DEPT 276.10; CALHOUN-BURNS & ASSOC INC 6,051.84; CARROL CONSTRUCTION SUPPLY 130.35; CARROLL CO COMMUNITY SERVICES 868.82; CARROLL COUNTY AUDITOR 25,582.00; CARROLL COUNTY SHERIFF 633.40; CASE MANAGEMENT & 1,101.50; CDW GOVERNMENT INC 4,461.41; CENTRAL IOWA DISTRIBUTING INC 678.36; CENTURY LINK 2,001.78; CENTURY LINK 117.67; CERTIFIED POWER INC 732.03; CHEROKEE COUNTY AUDITOR 69,545.00; CHEROKEE COUNTY SHERIFF 806.30; CHEROKEE COUNTY WORK SERVICES, (CCWS) 9,381.75; CHICAGO CENTRAL AND PACIFIC 11,536.14; CHRISTIAN HOME ASSOCIATION 3,828.90; CHRONICLE TIMES 134.00; CITY DIRECTORY INC 503.00; CLAUSEN, DEBRA A 51.36; CLAY COUNTY SHERIFF 144.50; COLLECTION SERVICES CENTER 5,871.64; COLOR-IZE INC 1,947.45; COMMERCIAL APPRAISER'S OF IOWA 8,000.00; COMMUNITY FIRST BROADCASTING 576.00; COMPASS POINTE 5,141.75; CONTROL SYSTEM SPECIALISTS LC 285.00; COOGAN, MELINDA 42.80; CORDS, VANCE 30.00; COUNTRY CARE CENTER CORP 4,816.00; CRAWFORD COUNTY AUDITOR 78,170.44; CRAWFORD COUNTY HOME HEALTH & 30,295.67; CRAWFORD COUNTY SHERIFF 835.33; CRESCENT ELECTRIC SUPPLY CO. 46.41; CRETEX CONCRETE PRODUCTS 10,722.24; CRIPPIN, DAVID 600.00; CRITTENTON CENTER 668.80; CULLIGAN 302.10; CYLINDER EXPRESS 75.50; DANIELS, TOM 39.63; DELTA DENTAL PLAN OF IOWA 21,260.01; DENISON POLICE DEPT 20.00; DES MOINES STAMP MFG CO 61.75 ; DEYTA LLC 270.00; DFS INC 45.00; DICKINSON CO. VETERANS AFFAIRS 60.00; DICKINSON COUNTY SHERIFF 27.00; DICKINSON, MACKAMAN, TYLER & 722.00; DIGITAL-ALLY, INC 395.00; DIISCHER, LORI 125.00; DURIEZ SAENGCHANPHENG, STEPHANIE 925.04; EDWARDS 1,696.59; EDWARDS, BRUCE 500.00; ELECTION SYSTEMS & SOFTWARE 3,710.23; ELECTRONIC ENGINEERING 474.90; ELECTRONIC TRANSACTIONS 42,466.86; ELLINGSON, DEAN K 93.00; EMC - ELECTRIC MATERIALS CO. 102.82; EMMET COUNTY SHERIFF OFFICE 15.00; EMPLOYMENT PUBLISHING 349.00; ERICKSEN, RANDALL WILBUR 14.98; FABRIZIO, POLLY 400.00; FAMILY RESOURCE CENTER 8,623.52; FAREWAY STORE 1,070.40; FARMERS COOPERATIVE CO 115.71; FASSLER, MATTHEW 90.95; FASTENAL COMPANY 31.36; FASTENOW, JASON 24.61; FASTENOW, PEG 67.41; FELD FIRE 192.00; FELLOWS, SANDRA K 89.69; FERGUSON ENTERPRISES INC 78.37; FIBELSTAD, MARIE 629.20; FIDLAR TECHNOLOGIES INC 2,459.64; FILTER CARE OF NEBRASKA 1,202.75; FIRE PROOF PLUS INC 771.00; FIRST COOPERATIVE ASSOCIATION 6,888.73; FORT DEARBORN LIFE INSURANC CO 335.40; FORT DODGE ASPHALT CO 52,778.00; FRANK DUNN CO 504.00; FRANKLIN COUNTY SHERIFF 38.00; FRATZKE & JENSEN FUNERAL HOMES 575.00; FRONTIER 388.31; GALBRAITH, LOUISE 673.93; GARBAGE HAULING SERVICE 1,303.00; GE CAPITAL

1,674.76; GEBERS, ALLYSON 29.50; GENESIS DEVELOPMENT 264,409.73; GRAESING, JUD 200.00; GRAFFIX 53.60; GRAHAM TIRE CO 2,563.17; GREAT AMERICA FINANCIAL SVCS 199.96; GRITTEN, JANET 199.56; GROUP SERVICES INC 64,886.00; GROWS GARBAGE SERVICE 400.00; GRP & ASSOCIATES 139.00; HALEY EQUIPMENT INC 518.75 ; HALLETT MATERIALS 337.19; HALVERSON, BRENDA 22.47; HANCOCK CO. SHERIFF OFFICE 15.00; HANDY HITCH MFG.INC 94.63; HAROLD ROWLEY RECYCLE CENTER 36,380.95; HAWK - I PLUMBING, INC. 2,191.93; HAWK-I ELECTRIC, INC. 1,152.52; HEALTHCAREFIRST, %WELLS FARGO 4,340.64; HEARTLAND ASPHALT INC 1,455,308.06; HENRY M ADKINS & SON, INC. 41,103.34; HIWAY TRUCK EQUIPMENT INC 535.20; HOFERMAN, MARGIE 14.98; HOMECARE OPTIONS, INC. 35,000.00; HONDO'S SALES & SERVICE 27.94; HOTOVEC, RICK 200.00; HOTSY EQUIPMENT COMPANY 377.00; HOWARD CENTER INC 983.33; HOYT, SANDY 132.80; HULTGREN IMPLEMENT CO 807.20; HULTGREN IMPLEMENT INC 5,127.40; HUMBOLDT COUNTY SHERIFF 17.00; HUNDERTMARK CLEANING SYSTEMS 185.33; HUNTER, DONNA 14.98; HUNTINGTON, SHIRLEY 10.70; HUNZELMAN PUTZIER & CO 2,826.24; HUSEMAN, THOMAS 112.36; HY-VEE INC 791.66; HY-VEE PHARMACY 114.00; I & S GROUP INC 76,685.02; IA COMMUNITES ASSURANCE POOL, ICAP 8,500.27; IACCVSO 140.00; IAN 69.00; ICEOO, DEBBIE SALTER, TREAS 200.00; IDA COUNTY AUDITOR 182.83; IDA COUNTY SHERIFF 278.32; IDA SERVICES INC 21,447.62; IEH-IOWA ENIRON HEALTH ASSN 300.00; ING LIFE INS & ANNUITIES 39.00; INSPECTIONS & APPEALS, IOWA DEPARTMENT OF 16.95; IOWA CHAPTER IAAI, INC. 30.00; IOWA COMMUNITY SERVICES ASSOC. 500.00; IOWA COUNTY ATTORNEYS ASSN, (ICAA) 120.00; IOWA COUNTY RECORDERS ASSOC 3,189.22; IOWA DEPT OF NATURAL RESOURCES 150.00; IOWA DEPT PUBLIC SAFETY 3,993.00; IOWA DRAINAGE DIST ASSOC 7,000.00; IOWA EMPLOYMENT CONFERENCE 430.00; IOWA FREEDOM OF INFO COUNCIL 100.00; IOWA HEALTH CARE ASSOCIATION 250.00; IOWA LAKES ELECTRIC COOP 3,469.75; IOWA LAKES REGIONAL WATER 7,771.88; IOWA LAW ENFORCEMENT ACADEMY 820.00; IOWA PRISON INDUSTRIES 1,384.51; IOWA SECRETARY OF STATE 1,681.83; IOWA STATE ASSOC OF COUNTIES 9,050.00; IPAC 1,741.00; IPERS 265,693.07; IPERS, ASSESSOR'S OFFICE 9,915.84; ISAC 450.85; ISACA TREASURER 35.00; ISSA, STORY COUNTY ASSESSOR 401.00; J W BELL LLC 360.95; JACKS UNIFORMS & EQUIPMENT 688.01; JANITORS CLOSET LTD 1,609.16; JL TIME & ATTENDANCE CO. INC 169.41; JOHNSON COUNTY SHERIFF 20.10; JOHNSON, GREGORY 10.00; JOHNSON, LUKE 500.00; JOHNSTON AUTOSTORES 356.85; JULIUS CLEANERS 732.90; KELLER PLUMBING HEATING 159.91; KESTEL, JEFF 42.80; KIER, JAN 41.73; KIMBALL-MIDWEST 371.87; KIRKHOLM, MARK 70.62; KISNER, JAMES 187.01; KLEIN'S KORNER 170.00; KONRADI, KRISTINA 1,010.13; KOSSUTH COUNTY SHERIFF 16.00; KOSTER, ANNETTE 175.60; KRUSE, COLLEEN 28.89; KRYGER GLASS COMPANY 1,445.32; KUHN, SANDRA L 41.20; L & G PRODUCTS INC 1,095.00; L & S CONCRETE LLC 4,800.00; L. A. CARLSON CONTRACTING INC 156,775.50; LA PRENSA 66.00; LABSOURCE, INC 563.75; LAKESIDE MARINA 35.98; LARSON OIL & DISTRIBUTING 2,087.38; LAURSEN, KARL 8.56; LAW OFFICE OF MARTHA SIBBEL 846.00; LEE COUNTY SHERIFF'S OFFICE 16.00; LEU, DE LINDA 22.50; LEWIS, CONNIE 24.08; LIBERTY NATIONAL LIFE INS CO 6,114.20; LINDGREN, DOROTHY GENE 23.54; LINN GROVE, CITY OF 182.10; LLOYD, SUSAN 252.58; LOCKWOOD, DARYLA 154.08; LOUGHLIN LAW FIRM 150.00; LULLMANN, KEVIN 200.00; MACK HANSEN GADD ARMSTRONG & B 1,235.50; MADSEN, LEIGH 59.39; MAGNUSSEN, JANET MARIE 14.45; MAIL SERVICES LLC 1,148.48; MALLARD VIEW INC 10,827.41; MANGOLD ENVIRON TESTING INC 365.25 ; MARATHON, CITY OF 337.56; MARCO INC 579.51; MARCO INC. NW 7128 270.05; MARCUS LUMBER 6,500.00; MARSHALL CO SHERIFF 31.00; MARSHALL, CONNIE 42.80; MARTIN HILDRETH CO., THE PHONE STORE 70.00; MARTIN MARIETTA MATERIALS 11,292.69; MASSMUTUAL 300.00; MAYER, LEISA 595.81; MCKENNA, STEVE 400.00; MEDLINE INDUSTRIES INC 192.27; MEEVES, DENISE 107.25; MELANDERS APPLIANCES & TV 45.00; MENARDS - SPENCER 170.93; MENTAL HEALTH INSTITUTE 324.04; MENTZER, DAWN 921.48; MERCK & CO INC 607.58; MERTEN, PAUL 227.38; MEUSBURGER, JESSIE 7.49; MEYER, RICK 37.45; MICHAEL, BRETT 324.78; MID AMERICAN ENERGY 25,207.74; MID SIOUX OPPORTUNITY INC 17,822.46; MIDSTATES BUILDERS INC 72.00; MID-STEP SERVICES INC 1,111.05; MIKE'S REPAIR 48.95; MINNEHAHA COUNTY SHERIFF DEPT 3.01; MOBILE CRUSHING & RECYCLING 213,872.55; MONONA CO. SHERIFF 17.00; MOODIE REFRIGERATION 320.00; MOTOROLA 29,095.80; MOVALL, WANETTE 25.68; MURPHY TRACTOR & EQUIPMENT CO 253,547.00; MYRON CORP 161.24; NAPA AUTO PARTS 138.72; NATIONAL SHERIFF'S ASS'N 264.70; NATIONWIDE RETIREMENT SOLUTION 1,274.00; NELSON & ROCK CONTRACTING 170,449.89; NEW HOPE VILLAGE 19,836.24; NEW SIOUX CITY IRON CO 7.01; NEWELL, CITY OF 319.45; NEWHOUSE, JOSH 64.19; NEWS, BELL, TIMES, PATRIOT 332.65; NICHOLS, SALLI 19.80; NIELSEN, ANGIE 20.00; NIGHT OWL SUPPORT SYSTEM LLC 1,275.00; NORTH LAKE TRUCK REPAIR 1,393.14; NORTHERN LIGHTS FOODSERVICE 1,996.71;

NORTHLAND SECURITIES INC 435.00; NW IA PLANNING & DEV COM 5,850.20; NW IA YOUTH
 EMERGENCY SERVICES 14,535.00; O'BANNON, SHARI 111.54; O'BRIEN COUNTY SHERIFF 33.00 ;
 OFFICE ELEMENTS 4,201.21; OHIO NATIONAL 3,087.50; OLSEN WELDING & MACHINE 15.50;
 O'REILLY AUTOMOTIVE INC 140.42; OTIS ELEVATOR COMPANY 1,704.00; OTTO, GARLAND 435.60;
 P.R.I.M.E. BENEFIT SYSTEMS 1,257.75; PAKOR, INC 246.50; PATC 100.00; PATTERSON, KENT 14.98;
 PATTON, DAVID W 12,615.00; PETERSON, JANET 22.47; PETERSON, JUDITH ELIZABETH 16.05;
 PETTY CASH 200.00; PILOT TRIBUNE 3,058.17; PITNEY BOWES 830.13; PITNEY BOWES INC
 1,448.58; PITNEY BOWES RESERVE ACCOUNT 300.00; PIZZA RANCH #13406 25.98; PLAINS AREA
 MENTAL HEALTH INC 146,257.50; PLOEGER, DAVID 198.96; PLYMOUTH COUNTY SHERIFF 30.00;
 POCAHONTAS CO SHERIFF 24.00; POLK COUNTY TREASURER 1,988.68; POS SUPPLY SOLUTIONS
 308.60; POSTMASTER 479.85; POSTMASTER SAC CITY 68.00; POWER SOLUTIONS 179.47;
 PROBUILD - STORM LAKE 97.08; PUCKETT, BARBARA ANN 21.40; QUAKERDALE 1,399.50; QUILL
 CORPORATION 426.08; R & D INDUSTRIES INC 16,076.00; RASMUSSEN FORD MERCURY INC
 35,255.63; RASSLER, REBECCA 32.10; REBNORD TECHNOLOGIES INC 7,269.80; REGIONAL
 PHARMACY 26.63; REHNSTROM, MARY 31.03; REIMER, LOHMAN, & REITZ 1,023.00; RELIANCE
 TELEPHONE INC 1,000.00; REMBRANDT, CITY OF 129.75; RENT - ALL, INC. 240.00; RICKLEFS, LINDA
 2.68; ROLLING HILLS 184,112.25; RUSK, RYAN 500.00; RUST'S WESTERN SHED 417.85; RYHERD,
 CHUCK 5.35; SAC COUNTY HEALTH SERVICES 11,636.84; SAC COUNTY SHERIFF 2,588.36; SANKEY,
 CSR,RPR, MEGAN R. 145.50; SCHAU, ANDREA 21.40; SCHIEFFER, JUSTIN 1,200.00; SCHLEUSENER,
 MICK 300.00; SCHMIT, JOHN 2,949.99 ; SCHULTE LAW FIRM 547.80; SCHULTZ, TAMMI 749.01;
 SCHWAN'S 59.89; SECURITY TRUST 46,999.61; SECURITY TRUST &, SAVINGS BANK 201,524.00;
 SECURITY TRUST &, SAVINGS BANK 170,046.50; SELLECK, JAMES 92.10; SENNERT, RONALD
 800.00; SEXTON, MIKE 200.00; SHARKEY, BRANDI 266.97; SILVERSTONE GROUP, INC. 3,500.00;
 SIMPLEXGRINNELL 1,650.13; SIOUX CITY JOURNAL 519.85; SIOUX CITY JOURNAL 293.80; SIOUX
 COUNTY SHERIFF 68.75; SIOUX LUMBER 139.06; SIOUX RAPIDS, CITY OF 145.14; SIOUX SALES CO
 61.40; SIOUXLAND MENTAL HEALTH CENTER 1,140.00; SKOG, CASSANDRA 62.60; SMITH, TIFFANY
 209.20; SNYDER AUTO BODY 1,801.62; SOUTH CENTRAL DISTRICT-ISAA 225.00; SPENCER DAILY
 REPORTER 350.00; SPORTS REHABILITATION & 2,197.27; SPRICK, MARY 7.49; ST MARK LUTHERAN
 CHURCH 45.00; STA-MEL ENTERPRISES INC 13,710.79; STANARD & ASSOCIATES INC 170.00;
 STANGE, JOHN 77.58; STANTON ELECTRIC INC 205.25; STAPLES CREDIT PLAN 19.59; STAPLES
 CREDIT PLAN 27.99; STAR ENERGY LLC 59,724.97; STAUBER, LINDA R 13.91; STIENEKE, DONALD
 300.00; STILLE PIERCE & PERTZBORN 71,381.00; STORM LAKE ACE HARDWARE 527.65; STORM
 LAKE BAKERY 93.60; STORM LAKE CAB CO 180.00; STORM LAKE HYDRAULICS 516.30; STORM
 LAKE MARINA 800.00; STORM LAKE POLICE DEPT 6,398.78; STORM LAKE TIMES 2,880.55; STORM
 LAKE UNITED 3,750.00; STORM LAKE, CITY OF 5,068.51; STORY COUNTY SHERIFF 56.00;
 STRATFORD GRAVEL INC 454,783.59; STRUSS, KATHRYN 10.00; SWEENEY, SANDRA K. 931.80;
 TAYLOR CONTRACTING CO INC 880.00; TAYLOR COUNTY SHERIFF 31.45; TESSIER'S INC 4,085.00;
 THE PRIDE GROUP, INC. 29,328.28 ; THE SIDWELL COMPANY 9,800.00; TIMEKEEPING SYSTEMS,
 INC 74.66; TOWN & COUNTRY SALES & SERVICE 2,500.00; TREASURER STATE OF IOWA 14,222.86;
 TREASURER STATE OF IOWA 2,866.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER
 66,685.00; TREAT AMERICA 62.65; TRINITY OCCUPATIONAL MEDICINE 217.00; TRUEMAP
 CORPORATION 381.25; TUTT, VALERIA JEANE 34.24; TYLER TECHNOLOGIES, INC. 218.75; U S
 POSTAL SERVICE 568.75; UNITY POINT HEALTH 24.15; UNITYPOINT CLINIC 111.00; UPPER DES
 MOINES 4,500.00; US CELLULAR 2,982.34; US CELLULAR 178.29; VALERO RENEWABLES 832.46;
 VAN BUREN CO. SHERIFF 33.90; VAN HOUTEN, TYLER 75.00; VANGUARD APPRAISALS INC
 1,856.25; VAST BROADBAND 16,316.33; VERIZON WIRELESS 3,859.86; VERIZON WIRELESS 150.00;
 VETTER EQUIPMENT CO 435.75; VISA 13,523.45; VISION CARE ASSOCIATES 138.00; VISION CARE
 DIRECT 5,616.28; VISTA PAINTS 324.75; VOYA 4,200.00; WAGGONERS RADIATOR SHOP 90.00;
 WALMART COMMUNITY 523.13; WALMART COMMUNITY/GEMB 423.28; WASHINGTON NATIONAL
 INS CO 380.10; WEBSITES TO IMPRESS INC 120.00; WEBSTER COUNTY SHERIFF 936.45;
 WELLMARK BLUE CROSS & BLUE SHI 342,328.57; WESCO INDUSTRIES INC 11,188.08; WEST
 PAYMENT CENTER 3,549.62; WESTERN IOWA TOURISM REGION 250.00; WETHERELL SAND &
 GRAVEL INC. 94.00; WEX BANK WRIGHT EXPRESS FSC 8,481.97; WILDWOOD LODGE 108.64;
 WILSON, NATALIE 50.29; WINDSTREAM 1,341.20; WINDSTREAM COMMUNICATIONS, ATTN:CABS
 205.14; WISCHMEYER, JIM 64.20; WOODBURY CO SHERIFF 63.51; WOODWARD YOUTH
 CORPORATION 2,591.60; XEROX CORPORATION 62.34; YOUTH SHELTER CARE OF 3,320.45; ZEE
 MEDICAL INC 215.35; ZIEGLER INC 23,568.93

**BOARD OF SUPERVISORS MEETING
FORTY-SEVENTH MEETING, 2015 SESSION (47)
OCTOBER 6, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 6, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, and Ringgenberg. Nays: none. Abstentions: none.

Engineer Bret Wilkinson had been asked to look at what the cost would be to clear the snow at the LEC and East Richland Annex, rather than have the County contract for the services. Wilkinson estimated the cost to be \$100/hour to cover all of the costs of labor, machines, fuel, etc. Sheriff Elston and Bldg/Grounds Supt. Steve Hammen were present for the discussion. Hammen stated that the LEC and the East Richland need to be open and available, so it would affect when Secondary Road could clean it. Sheriff Elston commented too that they have to keep the sally port open 24/7 and Secondary Roads might be needed to do other clearing in the County. Elston and Hammen recommended that the County continue to contract out for **snow removal services** of the LEC and East Richland parking lot, rather than having Secondary Roads clear the parking lots. Wilkinson doesn't see any cost saving by having his department clear the snow, stated that it would be best to contract the services. The consensus of the Board was to have Hammen continue to receive bids for snow removal of the LEC and East Richland parking lots.

Secondary Road Update: They have finished the C13 shoulder work; they are going to be putting limestone on C49; the crews are still working on entrances, as they have had several requests; they have ordered pipe for replacing 2 culverts, but will wait for harvest to be further along; the Governor signed the Harvest Weight Proclamation on Sept 25, which allows a higher weight limit for 60 days; other operations are normal.

The Chair opened the **Public Hearing** on the **Fiber Optic 28E Agreement** with the City of Storm Lake and Storm Lake Public Schools, with I. T. Director Tyler Van Houten and 1 media present. The hearing was published in all three newspapers, as required. Motion by Altena, second by Ringgenberg, to close the public hearing. Carried. Motion by Huseman, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-10-06-A** Fiber Optic 28E Agreement with the City of Storm Lake and Storm Lake Public Schools, and to sign the Agreement for Joint Fiber Optic Infrastructure. Carried.

RESOLUTION #2015-10-06-A

WHEREAS, the Board of Supervisors has determined that it is in the best interest of the County's residents to enter a fiber optics sharing arrangement with the City of Storm Lake and the Storm Lake Community School District, to provide high speed and efficient data communication between county offices, and with other units of government, and;

WHEREAS, the Board of Supervisors, City of Storm Lake and the Storm Lake Community School District have negotiated an agreement that each party believes is in the best

interests of each party, under which the County allows use of portions of County property for an optic network that is owned and operated by the City, with the County and School District participating in its use and maintenance;

BE IT THEREFORE RESOLVED, the Board of Supervisors, by this resolution, agrees to transfer possession of portions of its property as set forth in the "Agreement for Joint Fiber Optic Infrastructure" attached hereto and hereby incorporated by reference, and hereby authorizes the Chair of the Board of Supervisors to execute the same on behalf of the County.

PASSED AND APPROVED this 6th day of October, 2015.

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

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign Change Order #2 for the **DD #34 Lat 6** project, with L. A. Carlson Contracting, Inc., in the amount of \$3,967.00. Carried.

Motion by Altena, second by Huseman, to approve and authorize the Chair to sign Application for Partial Payment No. 3 for the **DD #34 Lat 6** project, with L. A. Carlson Contracting, Inc., in the amount of \$25,575.88. Carried.

Nurse Administrator Pam Bogue updated the Board on the **flu clinic** that was held at the Courthouse. There were 11-12 people vaccinated, the majority were employees. Bogue decided that a second day was not needed.

Nurse Administrator Pam Bogue met to revisit the remodeling plan of the Public Health Office. Several supervisors have toured the current office space, and agree that it would be best to make the proposed changes. Bldg/Grounds Supt. Steve Hammen stated earlier that he would budget for this remodel in FY'17. Motion by Huseman, second by Ringgenberg, to approve the proposed **remodeling** plan for the Public Health Office, to be done in FY'17. Carried.

I.T. Director Tyler Van Houten presented his proposal for updating the **Public Meeting Room** by adding electrical outlets and computer connections to be able to use this room for employee training on software, phones, etc. His plan is to repurpose the laptops that are also used for Precinct Atlas. The consensus of the Board was favorable, and this subject will be discussed again in a couple weeks.

Supervisor Meeting Reports: Ringgenberg attended the Board of Health meeting, and Early Childhood Iowa meeting; Arends attended the LEPC meeting with 7 counties yesterday, to discuss the current HAZMAT with the Sioux City Fire Department. Arends also attended the RC & D meeting last week, and will have RIDES and NW IA Planning coming up; Altena attended the Upper Des Moines Opportunity meeting last week.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 9/29, as corrected, today's **claims approval list**, and the following **reports**: Storm Lake United September meeting, Lake Improvement Commission Agenda Packet. Carried.

Hear the Public: Tim Humes came in to comment on the Des Moines Water Works lawsuit. Humes predicts that the motion passed by the Board asking to have the Des Moines Waterworks lawsuit dismissed, will not happen. Humes states that the Board is using money to

obscure their actions or inactions, and states that they have moral and social obligations to be forthright with their constituency. Arends asked Humes what he suggested the County do. Humes stated that when the water is tested, and the nitrates are higher than the drinking water standard, something needs to change. Humes suggested growing alternative crops, as the world is changing. Humes doesn't understand why the Board is not using the County Attorney to fight this lawsuit. Humes states that nobody knows how many hours have been spent on fighting this lawsuit, the public doesn't know, and when will they know? Cloe Wolverton, President of the Garden Club, stated that while the Board is doing what they feel that they have to do, there are things that can be changed, even though they don't admit they did anything wrong. Wolverton would like to see the Board attending meetings that are being held with farmers, to discuss the issues. Wolverton commented that there are a lot of little people out there that are concerned about this.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Ringgenberg, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Ringgenberg. Motion carried.

Motion by Huseman, second by Ringgenberg, to go out of **closed session** at 10:32 a.m. Carried.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 10:35 a.m. until Tuesday, October 13, at 8:30 a.m. for a special session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
OCTOBER 13, 2015**

No meeting today

**BOARD OF SUPERVISORS MEETING
FORTY-EIGHTH MEETING, 2015 SESSION (48)
OCTOBER 20, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 20, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Altena, second by Merten, to approve the utility permit for Mid-American Energy, Storm Lake, IA, for an 8,000 volt overhead primary electrical line along Hwy M50 between sections 10/15 of Providence Township, from 1 pole south of 620th St. to the CNN RR tracks. Carried.

Secondary Road Update: the crews are working on normal activities, still working on entrances, spot rock, brush cutting, and mowing; they will be working on ditch cleaning soon; they are working on installing the snow equipment for the winter season.

The Board received information from the insurance company regarding the audits that have been completed on the general liability and workers comp policies, and the invoice for an additional \$18,992.00 that is due. The Board discussed whether to increase the exposures on the current policies to match the audit figures. Motion by Huseman, second by Altena, to leave the exposures on the current general liability and workers comp policies the same, and not adjust them based on the audited figures. Carried.

Env Health/Zoning Director Kim Johnson received a request for a minor S/D for Loren K. Gnewuch Revocable Trust and Susan K. Gnewuch Revocable Trust, in Section 26 of Fairfield Township. Motion by Merten, second by Ringgenberg, to approve **Resolution #2015-10-20-B** Minor S/D for Loren K. Gnewuch Revocable Trust and Susan K. Gnewuch Revocable Trust, in Section 26 of Fairfield Township. Carried.

RESOLUTION 2015-10-20-B

WHEREAS Loren K. Gnewuch, on behalf of the Loren K Gnewuch Revocable Living Trust; and Susan K Gnewuch, on behalf of the Susan K Gnewuch Revocable Living Trust have presented preliminary and final plat (of survey) on the following described property:

DESCRIPTION: LOT ONE OF LOT E:

A TRACT OF LAND LOCATED IN LOT E OF THE EAST HALF (E ½) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE ¼) of said Section 26; Thence on a previously recorded bearing of North 00°00'00" East, along the East line of said Northeast Quarter (NE ¼), 60.00 feet to the Point of Beginning. Thence continuing North 00°00'00" East, along said East line, 148.00 feet; Thence North 87°47'00" West, 786.80 feet to the East line of the former railroad right-of-way; Thence South 16°31'27" East, along said East line 428.27 feet; Thence North 90°00'00" East, 409.55 feet; Thence North 00°16'11" East, 232.14 feet; Thence North 90°00'00" East, 253.77 feet to the Point of Beginning.

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

Tract contains 5.21 acres and is subject to all easements of record.

AND

DESCRIPTION: LOT L

LOT F AND PORTIONS OF LOTS E, H, AND J ALL IN THE EAST HALF (E ½) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of said Section 26; Thence North 00°13'00" East, along the East line of the Southeast Quarter (SE ¼), 6.22 feet to the Point of Beginning. Thence South 89°38'43" West, along the South line of Lots E, and F, 936.00 feet to the West line of said Lot F; Thence North 00°13'00" East, along said West line and it's northern extension, 525.46 feet; Thence South 89°43'58" West, 16.70 feet; Thence North 00°13'00" East, 166.00 feet; Thence North 89°43'58" East, 163.00 feet; Thence South 00°13'00" West, 49.50 feet; Thence North 89°43'58" East, 789.70 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00°13'00" West, along said East line, 640.53 feet to the Point of Beginning.

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

Tract contains 14.01 acres and is subject to all easements of record.

WHEREAS, the final plat meet 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 ONE OF LOT E:

A TRACT OF LAND LOCATED IN LOT E OF THE EAST HALF (E ½) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE ¼) of said Section 26; Thence on a previously recorded bearing of North 00°00'00" East, along the East line of said Northeast Quarter (NE ¼), 60.00 feet to the Point of Beginning. Thence continuing North 00°00'00" East, along said East line, 148.00 feet; Thence North 87°47'00" West, 786.80 feet to the East line of the former railroad right-of-way; Thence South 16°31'27" East, along said East line 428.27 feet; Thence North 90°00'00" East, 409.55 feet; Thence North 00°16'11" East, 232.14 feet; Thence North 90°00'00" East, 253.77 feet to the Point of Beginning.

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

AND

DESCRIPTION: LOT L

LOT F AND PORTIONS OF LOTS E, H, AND J ALL IN THE EAST HALF (E ½) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of said Section 26; Thence North 00°13'00" East, along the East line of the Southeast Quarter (SE ¼), 6.22 feet to the Point of Beginning. Thence South 89°38'43" West, along the South line of Lots E, and F, 936.00 feet to the West line of said Lot F; Thence North 00°13'00" East, along said West line and it's northern extension, 525.46 feet; Thence South 89°43'58" West, 16.70 feet; Thence North 00°13'00" East, 166.00 feet; Thence North 89°43'58" East, 163.00 feet; Thence South 00°13'00" West, 49.50 feet; Thence North 89°43'58" East, 789.70 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00°13'00" West, along said East line, 640.53 feet to the Point of Beginning.

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

Tract contains 14.01 acres and is subject to all easements of record.

are hereby accepted subject to the following if any: none.

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

DESCRIPTION: LOT ONE OF LOT E:

A TRACT OF LAND LOCATED IN LOT E OF THE EAST HALF (E ½) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE ¼) of said Section 26; Thence on a previously recorded bearing of North 00°00'00" East, along the East line of said Northeast Quarter (NE ¼), 60.00 feet to the Point of Beginning. Thence continuing North 00°00'00" East, along said East line, 148.00 feet; Thence North 87°47'00" West, 786.80 feet to the East line of the former railroad right-of-way; Thence South 16°31'27" East, along said East line 428.27 feet; Thence North 90°00'00" East, 409.55 feet; Thence North 00°16'11" East, 232.14 feet; Thence North 90°00'00" East, 253.77 feet to the Point of Beginning.

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

AND

DESCRIPTION: LOT L

LOT F AND PORTIONS OF LOTS E, H, AND J ALL IN THE EAST HALF (E ½) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of said Section 26; Thence North 00°13'00" East, along the East line of the Southeast Quarter (SE ¼), 6.22 feet to the Point of Beginning. Thence South 89°38'43" West, along the South line of Lots E, and F, 936.00 feet to the West line of said Lot F; Thence North 00°13'00" East, along said West line and it's northern extension, 525.46 feet; Thence South 89°43'58" West, 16.70 feet; Thence North 00°13'00" East, 166.00 feet; Thence North 89°43'58" East, 163.00 feet; Thence South

00°13'00" West, 49.50 feet; Thence North 89°43'58" East, 789.70 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00°13'00" West, along said East line, 640.53 feet to the Point of Beginning.

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

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

PASSED, APPROVED AND ADOPTED this 20th day of October, 2015.

/s/ Dale Arends, Chair, Board of Supervisors...../s/ Sue Lloyd, County Auditor

Supervisors meeting reports: Merten attended the Targeted Case Management meeting and updated the Board on the Case Management Department, stating that one employee is leaving the end of the month, and one employee will be going on maternity leave in November, leaving only the director to cover 58 cases. The Targeted Case Management Board is looking at ending the program on 12/31 and keeping Case Management Administrator Gatzemeyer employed, to help the clients with the decision making process of choosing one of the 4 MCO's for services.

Recorder Shari O'Bannon requested that the Board increase her "**change fund**" to \$300. Motion by Ringgenberg, second by Altena, to increase the Recorder's Office "change fund" to \$300, effective immediately. Carried.

I.T. Director Tyler Van Houten reviewed his previous proposal for upgrading the **public meeting room**, to use it for employee training sessions. Motion by Merten, second by Ringgenberg, to approve the request for upgrading the public meeting room, to be able to use the room for employee training sessions, and have audio/video, and additional wiring installed. Carried.

Motion by Huseman, second by Altena, to approve and authorize the Chair to sign the **Home Base Iowa Application** and **Resolution #2015-10-20-A** Supporting the Home Base Iowa Initiative. Carried.

RESOLUTION #2015-10-20-A A RESOLUTION SUPPORTING THE HOME BASE IOWA INITIATIVE

WHEREAS, the Office of the Governor of the State of Iowa has launched a public-private partnership called Home Base Iowa initiative, which is an effort to match military veterans with jobs available across Iowa; and

WHEREAS, the Home Base Iowa initiative consists of two programs, Home Base Iowa Business and Home Base Iowa communities; and

WHEREAS, Governor Branstad is requesting Iowa businesses, counties and communities to promote and support the Home Base Iowa initiative. One of the requirements for Buena Vista

County to be a Home Base Iowa County is that the Board of Supervisors adopt a resolution of support; and

WHEREAS, the Board of Supervisors of Buena Vista County finds that it is in the best interest of Buena Vista County and veterans everywhere to support the Home Base Iowa initiative and adopt this resolution.

NOW, THEREFORE, it is resolved by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. The Board of Supervisors of Buena Vista County hereby proclaim its support of the Home Base Iowa initiative and encourages its residents to take whatever actions are necessary for Buena Vista County to become and continue to be a Home Base Iowa County.

Section 2. The Board of Supervisors also encourages Buena Vista County businesses to take whatever actions are necessary to become and continue to be Home Base Iowa Businesses.

Section 3. The Chairman, Economic Development Director and others are authorized to take such further action as may be necessary to carry out the intent and purpose of this resolution.

Section 4. All resolutions, orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed, and this resolution shall be in force and effect immediately upon its adoption and approval.

PASSED AND APPROVED this 20th day of October, 2015

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

Sheriff's Department update: Sheriff Kory Elston has completed all of the paperwork in order to return some of their military surplus equipment back to the Federal Government for other agencies to use; Deputy Cameron will be deployed in May, and Deputy Hayes will be attending the Academy in January, graduating in May; Jail population is starting to creep back up.

Sheriff Elston informed the Board that he has two DVR's that need to be replaced. Motion by Merten, second by Ringgenberg, to authorize the Sheriff to replace 2 **DVR's** at the LEC. Carried.

Motion by Merten, second by Huseman, to approve the **minutes** of 10/6, as printed, today's **claims approval list**, and the following **reports**: September Clerk of Court Report of Fees Collected, October Department Head minutes, October Safety Committee minutes, September NWIPDC Policy Council minutes, Qtrly Records Report of Fees Collected (July-Sept), July BVTAC minutes, September BV County Solid Waste minutes, August Storm Lake United minutes & Sept Agenda, September Sheriff's Report of Fees Collected, August Upper Des

Moines Opportunity minutes & Sept agenda, August BVCS Early Childhood Iowa minutes & Sept agenda packet, August Board of Health minutes & Sept agenda packet. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **snow removal contract** with MS Door Service (Mike Solem), for the Law Enforcement Center and East Richland Annex, for FY'16, at \$70/hour. Carried.

Merten left the meeting at 9:57 a.m.

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

Payroll Deputy Leigh Madsen updated the Board on a meeting that she, Supervisor Huseman, Supervisor Arends, and Auditor Lloyd attended with **Group Services**. The discussion was on the possibility of counties joining a captive in order to reduce the cost of the health insurance, in preparation of the cadillac tax that begins in 2018, due to the Affordable Care Act. Group Services was asking the Counties in attendance, to complete a survey in order to conduct a feasibility study. The consensus of the Board was to have Madsen continue with completing the survey, to see what the options will be for the Board to look at.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Altena, second by Ringgenberg, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Ringgenberg. Motion carried. (County Attorney Dave Patton joined the meeting)

Motion by Ringgenberg, second by Altena, to go out of **closed session** at 10:45 a.m. Carried.

County Attorney Dave Patton and Drainage Attorney Gary Armstrong discussed the **Dakota Access Pipeline** resolution that was approved by Calhoun County. Armstrong stated that he is working on three changes to the Calhoun County resolution that was approved. Armstrong will have a revised resolution for the Board to consider at their November 3rd meeting.

Env Health/Zoning Administrator Kim Johnson reviewed some potential **zoning** issues.

Huseman left the meeting at 11:28 a.m.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 11:33 a.m. until Tuesday, November 3, at 8:30 a.m. for a regular session. Ayes: Altena, Arends, Ringgenberg. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

BOARD OF SUPERVISORS MEETING

OCTOBER 27, 2015

No meeting today

BOARD OF SUPERVISORS MEETING

FORTY-NINTH MEETING, 2015 SESSION (49)

NOVEMBER 3, 2015

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 3, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to approve the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, for an underground, single phase electric power line at 7,200 volts, ¼ mile south of the intersection of 40th Ave. and 500th St., to service a new hog facility. Carried.

Motion by Huseman, second by Altena, to approve the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA for an underground, single phase electric power line at 7,200 volts, with a new pedestal installed against the east ROW of 240th Ave., then boring under 240th Ave., back to the property they are serving, which is north of 550th St., between sections 1 and 2 of Coon Township. Carried.

Motion by Merten, second by Ringgenberg, to approve the **Application Agreement for Horizontal Curve Sign Program** with the IDOT, for reimbursement of up to \$10,000 for the signs that are replaced. Carried.

Secondary Road Update: Most of the plows are on the trucks; they are working on the culvert on the south county line; they have been working on driveways; they are shaping the roads before winter comes; doing some brush cutting.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 10/20, as printed, today's **claims approval list**, and the following **reports**: September Upper Des Moines Opportunity, Inc. minutes and October agenda, September Rides Meeting minutes & October agenda, Regional Transit Authority Audit Report for June 30, 2015 and 2014, August DECAT Governance Board meeting & October agenda, October Targeted Case Management Advisory Board meeting minutes, and October CIJDC Meeting minutes and packet. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **Jt. DD #146** claim for tile repair by Pocahontas County Secondary Roads, in the amount of \$613.43. Carried.

Motion by Ringgenberg, second by Merten, to approve the request of RaShel Van Houten to carry over an additional 18 hours of **vacation time** beyond her anniversary date. Carried.

Motion by Merten, second by Altena, to accept the drainage petition that was filed for an investigation of repairs in **DD 34 MOD**, and to appoint ISG as the Drainage Engineer and to move forward with a formal Engineer's Report for repairs/cleanout. Carried.

Conservation Director Greg Johnson reviewed the Annual Conservation Report for FY'15. The Naturalist saw 14,000 people during the year for programs, which was an increase. The campground brought in additional revenue due to the new Timber Ridge Campground. Motion by Altena, second by Merten, to approve the annual **Conservation Report for FY'15**. Carried.

Weed Commissioner Greg Johnson reviewed the annual Weed Commissioner Report for FY'15. Motion by Altena, second by Huseman, to approve and authorize the Chair to sign the **FY'15 Annual Weed Commissioner's Report**. Carried.

Case Management Administrator Alicia Gatzemeyer attended an ISAC meeting last week with all 4 MCO's in attendance. Not a lot of questions were answered at the meeting. Some of the MCO's state that they will reimburse 90% of the County's current rate without a contract. Gatzemeyer presented three proposals for the Board to consider. Gatzemeyer commented that it is a tough decision for the Board to make, it is a tough financial decision, and Gatzemeyer also wants to consider the clients, and what is best for them and the transition period. The recommendation from the Targeted Case Management Advisory Committee was to end the **Case Management program**, and to work on the advocacy program. Gatzemeyer also requested the Board to change from paying her a salary, to paying her by the hour, still trying to stay on 35 hours per week. Motion by Altena, second by Ringgenberg, to approve changing Alicia Gatzemeyer from a salaried employee to an hourly employee, to be paid at her current rate per hour, effective November 2, 2015, still based on 35 hours per week. Carried. No action was taking on whether to end the Case Management program.

Drainage Attorney Gary Armstrong has been working on the **resolution regarding the construction of a hazardous liquid pipeline over, across, or beneath County Drainage Districts**, working with the Dakota Access Pipeline and also ISG Engineer Ivan Droessler. Armstrong feels that the resolution passed by the Calhoun County Board is inadequate, stating that it doesn't address insurance, liability, and remedies. Armstrong stated that Dakota Access Pipeline has agreed to increase their insurance to \$10,000,000, and the agreement will specifically state there is environmental coverage, with no exclusions, and they have added a remedy if they do not prove insurance on an annual basis, the pipeline can be shut down. The proposed resolution is getting extremely close to being presented to the Board.

Drainage Attorney Gary Armstrong was present for his appointment. Motion by Merten, second by Ringgenberg, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Ringgenberg, to go out of **closed session** at 11:00 a.m. Carried.

Env Health/Zoning Director Kim Johnson presented information on the five properties that notices were sent, regarding **unsafe properties**. Only one of the property owners has contacted Johnson. Johnson proposes to send letters to two owners, to take more action or it would be turned over to the County Attorney.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 11:32 a.m. until Tuesday, November 10, at 8:30 a.m. for a special session and to canvass today's City & Special Election. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTIETH MEETING, 2015 SESSION (50)
NOVEMBER 10, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 10, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **utility permit** for Interstate Power & Light, Mason City, IA, for an electric overhead 7.2 kV single phase lines and utility poles along 440th St. and 140th Ave. between sections 7/18 of Lee Township. Carried.

Motion by Altena, second by Huseman, to approve the **maintenance agreement** with the City of Rembrandt for snow removal. Carried.

Motion by Huseman, second by Ringgenberg, to approve plans for **STP-S-CO11(97)—5E-11**, the HMA Resurfacing with Cold in Place Recycling on C63 (610th St.) from 10th Ave. to 50th Ave. Carried.

Motion by Ringgenberg, second by Altena, to approve plans for **BROS-CO11(93)—5F-11**, the bridge and approach replacement on Bridge #29 in Section 10 of Grant Township. Carried.

Secondary Road Update: Crews are working on gravel roads, getting them back in shape after harvest; the sanders and plows are on; crews are working heavily on brush cutting; and Engineer is getting specks ready for purchasing a sign truck.

Engineer Brian Blomme, ISG, presented a map of the **DD #34 MOD** map, showing the north 1.5 miles that has already been directed by the Board for an Engineer's report for repairs. Now, the Board has received a petition from Dwight Young and William Gee, for the southern 4 miles, from M50 and the MOD to Hwy 10 and the MOD. There are 2.75 miles between the north area and the petition area that are not included. Blomme requested that the Board include the middle 2.75 acres in their investigation, tying it in with the north area by Marathon. Blomme would conduct a survey, with cost estimates, and then bring it back to discuss with the Board as a project for a cleanout. Motion by Ringgenberg, second by Altena, to authorize ISG to do a full investigation of 6.75 miles of **DD #34 MOD** from M50 north, tying this in with the petition that was filed by Dwight Young and William Gee. Carried.

Engineer Brian Blomme, ISG, informed the Board that a landowner stopped in to say that his driveway culvert was replaced and installed, and says that it is undersized. This culvert is in **DD #3**, in the SENW of Section 17, Washington Township. Blomme recommends that the District Watchman be authorized to investigate the culvert. The consensus of the Board was to allow the watchman to investigate the sizing of the private culvert that may be impeding the water flow, and report back to the Board.

Engineer Brian Blomme, ISG, reviewed three repairs reported by a landowner for **Jt. DD 274** for three sites. Site #1 is located in the SW ¼ NE ¼ Section 5 of Delaware Township, Sac County, at a cost estimate of \$1,300.00. Site #2 is located in the SE ¼ NW ¼ of Section 5, Delaware Township, Sac County, at a cost estimate of \$1,100.00. Site #3 is located in the NE ¼ NW ¼ of Section 5, Delaware Township, Sac County, at a cost of \$500.00. Motion by Merten, second by Ringgenberg, to approve the **Jt. DD #274** work order for 3 sites in Delaware Township in Sac County, for a total cost estimate of \$2,900.00, and to authorize the Engineer to appoint Healy Excavating to make the repairs as needed, and to forward the information on to Sac County for their approval. Carried.

Motion by Huseman, second by Altena, to approve the **minutes** of 11/3, as printed, and the following **reports**: Title VI Sub-recipient Site Review Final Report, October Sheriff's Report of Fees Collected, FY'15 Audit Report on Plains Area Mental Health, Inc., November Safety minutes, and October BV County Solid Waste Commission minutes & November agenda. Carried.

Motion by Ringgenberg, second by Altena, to accept the Assessor's recommendation for allowance and disallowance for the **2015 Homestead, Military, & DVTC**, as per Iowa Code Section 425.3. Carried.

Supervisors Meeting Reports: Altena attended the Lake Improvement Commission meeting; Arends attended the Safety meeting.

Pursuant to Chapter 50.24 of the 2015 Code of Iowa, motion by Ringgenberg, second by Altena, to declare the results of the **Canvass** of the November 3, 2015 Municipal & Special Election as follows: (* indicates winner)

ALBERT CITY - total voters – 71 – 9.85% turnout

MAYOR (2 YR)

CARL N. ERICKSON JR.	61 *
SCATTERING	3

COUNCIL MEMBERS (3 - 4 YR.)

CHRISTY EHLERS	63 *
ABE FALKENA	53 *
NORMAN HANSON	63 *
SCATTERING	2

.....
ALTA - total voters – 218 – 12.7% turnout

MAYOR (2 YR)

RONALD NEULIEB	152 *
RONALD CHAPMAN	18
SCATTERING	10

COUNCIL MEMBERS (3 - 4 YR)

JERRY BUCKENDAHL	150 *
DENNIS WEBER	64 *
VI TILK	37 *
KIRK REETZ	29
RONALD MORRIS	19
MARIE MICHELSON	15
CHRIS LEDOUX	12
BRUCE FREDERICK	7
JOE HILL	7
RONALD CHAPMAN	6
SCATTERING	42

PARK BOARD (2 – 6 YR)

CASSANDRA BISHOP	153 *
RANDY ERICKSEN	3
STEVE HAMER	3
SCATTERING	32

PARK BOARD-VACANCY (1 – 2 YR)

JASON JON NIELSEN	151 *
SCATTERING	6

(The winner of the 2nd position will be determined after an Administrative Recount, since the Board drew Steve Hamer's name out to break the tie, and it cannot be determined which Steve Hamer it is, Jr. or Sr.)

PUBLIC MEASURE "A"

Summary: To authorize imposition of a local sales and services tax in the City of Alta, Iowa at the rate of one percent (1.0%) to be effective on July 1, 2020. In effect, this would be a continuation of the current local sales and services tax set to expire June 30, 2020 at the same rate and for the same uses.

A local sales and services tax shall be imposed in the City of Alta at the rate of one percent (1%) to be effective on the 1st day of July, 2020.

Revenues from the sales and services tax shall be allocated as follows: 50% for Property Tax Relief

The specific purpose for which the revenue shall otherwise be expended is: 50% for Capital Improvements

YES 117 passed

NO 67

.....
LAKESIDE - total voters – 160 - 15.43% turnout

MAYOR (2 YR)

AARON JOHNSON SR.	47
ROGER POMRENKE	94 *
SCATTERING	1

COUNCIL MEMBERS (2 - 4 YR)

CARON IEHL	56
RON JORGENSEN	27
MICHAEL J. RUST	119 *
JUDY SIEVERS	61 *
SCATTERING	0

PUBLIC MEASURE "B"

Summary: To authorize a change in the use of the one percent (1%) local sales and services tax in the City of Lakeside effective the 1st day of March, 2016.

The use of the one percent (1%) local sales and services tax shall be changed in the City of Lakeside effective the 1st day of March, 2016.

PROPOSED USES OF THE TAX:

If the change is approved, revenues from the sales and services tax shall be allocated as follows: 0% for property tax relief. The specific purpose for which the revenues shall otherwise be expended is: 100% for any lawful purposes authorized by the Council of the City of Lakeside.

CURRENT USES OF THE TAX:

Revenues from the sales and services tax are currently allocated as follows: 50% for Property Tax Relief, 25% for Capital Improvements, 25% for Community Betterment

YES	100 passed
NO	44

PUBLIC MEASURE "C"

Summary: To authorize imposition of a local sales and services tax in the City of Lakeside, Iowa at the rate of one percent (1.0%) to be effective on July 1, 2020. The effect of adoption of this measure would be the continuation of the current local sales and services tax after it is set to expire on June 30, 2020.

A local sales and services tax shall be imposed in the City of Lakeside at the rate of one percent (1%) to be effective on the 1st day of July, 2020.

Revenues from the sales and services tax shall be allocated as follows: 0% for property tax relief.

The specific purpose (or purposes) for which the revenue shall otherwise be expended is (are): 100% for any lawful purpose authorized by the Council of the City of Lakeside.

YES	87 passed
NO	53

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LINN GROVE - total voters – 32 – 28.57% turnout

MAYOR (2 YR)

RONDA ELLIS	20 *
DENNIS GRAESING	6
SCATTERING	0

COUNCIL MEMBERS (5 - 2 YR)

AARON ANDERSON	28 *
CHANCE GODDARD	23 *
DIANE LINDAHL	21 *
JOHN C. NELSON	27 *
MARLIN WEIER	28 *
STUART GENSON	5
JUDEDIAH GRAESING	4
DENNIS GRAESING	2
JANE BAXTER	2

GARY BROWN	1
STEVEN JESSEN	1
AMY JESSEN	1
SCATTERING	0

.....

MARATHON - total voters – 85 – 56.67% turnout

MAYOR (2 YR)

MARILYN D. JOHNSON	39
DANA SNOW	46 *
SCATTERING	0

COUNCIL MEMBERS (3 - 4 YR)

STARR ABBAS	44 *
CINDY BOGE	21
MARY A. BROOKS	37
KAREN JOHNSON	46 *
TONY RYDSTROM	55 *
SCOTT SIMPSON	40
SCATTERING	2

NEWELL - total voters – 80 – 8.72 turnout

MAYOR-VACANCY (2 YR)

AMY HAMMEN	65 *
SCATTERING	3

COUNCIL MEMBERS (2 – 4 YR)

ANGILIA CHRISTEENA DURHAM	23
STAN HENRICH	50 *
SYLVIA NELSON	65 *
SCATTERING	2

COUNCIL MEMBER-VACANCY (1-2 YR)

SANDY ROBINSON	59 *
SCATTERING	3

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REMBRANDT - total voters - 27 – 20.457% turnout

MAYOR (4 YR)

DOYLE ENGBRETSON	25 *
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COUNCIL MEMBERS (2 – 4 YR)

NATASHA DAILY	12 *
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KENNY RASSLER	1	SHARON HARRINGTON	11 *
SCATTERING	1	DAMON HICKMAN	10
		BRENT SMITH	7
		RON PETERS	1
		<u>COUNCIL MEMBER-VACANCY (1-2</u>	
<u>YR)</u>			
		DAMON HICKMAN	9 *
		SHARON HARRINGTON	4
		NATASHA DAILY	3
		BRENT SMITH	1
		SCATTERING	1

PUBLIC MEASURE "D"

Summary: To authorize imposition of a local sales and services tax in the City of Rembrandt, Iowa at the rate of one percent (1.0%) to be effective on July 1, 2020. The effect of adoption of this measure would be the continuation of the current local sales and services tax set to expire June 30, 2020.

A local sales and services tax shall be imposed in the City of Rembrandt at the rate of one percent (1%) to be effective on the 1st day of July, 2020.

Revenues from the sales and services tax shall be allocated as follows: 0% for property tax relief.

The specific purpose for which the revenue shall otherwise be expended is: 100% for any lawful purpose authorized by the Council of the City of Rembrandt.

YES 24 passed

NO 0

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SIoux RAPIDS - total voters – 43 – 3.22% turnout

COUNCIL MEMBERS (3 - 4 YR)

SCOTT HALDIN	27 *
BRENT LANDSNESS	27 *
ALLEN SORENSON	14 *

DAVID ALTHAUS	7
TODD REILING	6
GARY WERNIMONT	1
TIMOTHY PAYNE	1
COOPER PAYNE	1
SCATTERING	0

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STORM LAKE - total voters – 761 – 14.05% turnout

COUNCIL MEMBERS (3 - 4 YR)

SONIA BANUELOS	294
BRUCE CARLSON	392 *
BRUCE ENGELMANN	323 *
SARA MONROY HUDDLESTON	286
TYSON RICE	524 *
DAVID WALKER	266
SCATTERING	2

PUBLIC MEASURE “E”

Summary: To authorize imposition of a local sales and services tax in the City of Storm Lake, Iowa at the rate of one percent (1.0%) to be effective on July 1, 2020. The effect of the adoption of the measure would be the continuation of the current tax as set to expire June 30, 2020 at the same rate and with a change in use on July 1, 2020.

A local sales and services tax shall be imposed in the City of Storm Lake at the rate of one percent (1%) to be effective on the 1st day of July, 2020.

Revenues from the sales and services tax shall be allocated as follows: 0% for Property Tax Relief.

The specific purpose for which the revenue shall otherwise be expended is: Capital Improvement Projects as determined by Council (Streets, Buildings, Capital Improvements including Debt Retirement).

YES	503 passed
NO	225

TRUESDALE - total voters – 38 – 6.04% turnout

MAYOR (2 YR)

JESSIE MEUSBURGER	9 *
LINDA WALKER	1
DON BRAZEL	1
SCATTERING	0

COUNCIL MEMBERS (5- 2 YR)

CHRIS BARRICKMAN	9 *
KEVIN KING	13 *
TINA SHANNON	11 *
JAMES WEILAND	12 *
STEVE BOVERO	7 *
JAMES WALKER	1
CONNIE LEWIS	1
JESSIE MEUSBURGER	1
BARRY MEYER	2
SCATTERING	0

.....
UNINCORPORATED AREA:

PUBLIC MEASURE “F”

Summary: To authorize imposition of a local sales and services tax in the unincorporated area of the County of Buena Vista at the rate of one percent (1.0%) to be effective after the termination of the present local sales and services tax on June 30, 2020 and until June 30, 2035.

A local sales and services tax shall be imposed in the unincorporated area of the county of Buena Vista at the rate of one percent (1%) to be effective from July 1, 2020 to June 30, 2035.

Revenues from the sales and services tax shall be allocated as follows: 40% for Property Tax Relief in the Rural Basic Fund.

The specific purpose for which the revenue shall otherwise be expended is: 60% for Capital Expenditures in Secondary Road Department.

YES 52 passed

NO 22

and to direct the Auditor to prepare abstracts as required. Carried.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 10:52 a.m. until Tuesday, November 17, at 8:30 a.m. for a regular session. Carried.

Sue Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTY-FIRST MEETING, 2015 SESSION (51)
NOVEMBER 12, 2015**

The Buena Vista County Board of Supervisors met in special session on Thursday, November 12, 2015 at 8:30 A.M. in the Boardroom with Vice-Chairman Altena presiding, and the following members present: Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Arends, Huseman.

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

Auditor Susan Lloyd informed the Board of an issue with determining who the winning candidate is for the second position on the Alta Park Board. Lloyd requested an **administrative recount**, to see if the Special Precinct Board can determine who the winner is. Motion by Ringgenberg, second by Merten, to authorize Auditor Lloyd to conduct an administrative recount of the Alta Precinct, in regards to the winner of the 2nd 6-year term Alta Park Board position. Carried.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 8:35 a.m. until Tuesday, November 17, at 8:30 a.m. for a regular session. Carried.

Sue Lloyd, Auditor

Don Altena, Vice-Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTY-SECOND MEETING, 2015 SESSION (52)
NOVEMBER 17, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 17, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Huseman, second by Altena, to approve the utility permit for **Iowa Lakes Regional Water**, Spencer, IA, for a 1/2" SCH 40 PVC to 403 480th Street. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **Winter Maintenance Agreement** with the City of Truesdale for snow removal. Carried.

Secondary Road Report: Engineer Bret Wilkinson discussed the request for a road closing. There will be further investigation. Approval was received last week from the DOT for road signs. They will be ordered. Work continues on blading of gravel roads, if they are not too wet, and brush cutting. Safety training is scheduled for Friday. Mike Sexton has submitted his resignation effective December 14th.

Hear the Public: Sheriff Kory Elston updated the Board on the issues they are having with power surges at the LEC. The insurance adjuster will be there today. Stanton Electric has been contacted and will do some testing on the generator to see if that is the problem. Deputy Auditor Leigh Madsen inquired about County hours on Christmas Eve. The consensus of the Board was to follow the personnel handbook policy.

Suzan Erem, President of **SILT** (Sustainable IA Land Trust) presented information to the Board on the organization. The nonprofit organization was launched in January. They are assisting young farmers who are interested in small fruit/veggie and livestock farms and are unable to afford the cost of the land.

NW IA Planning & Development Executive Director Ted Kourousis presented information about the **Green Ribbon Commission**, and the funding that is needed for the IA Parks Foundation. Motion by Altena, second by Ringgenberg to approve the request of \$3,500, to be paid in calendar year 2016, for the newly formed Iowa Lakes Region Green Ribbon Commission. Carried.

Jon Kruse, Storm Lake Mayor & BVTAC Chairman updated the Board on the sign project and the changes to the bike/drive routes. Motion by Ringgenberg, second by Huseman, to accept the new maps, with one correction, for the BVTAC drive/bike trail routes. Carried.

Auditor Susan Lloyd presented the results of the Administrative Recount that was conducted on the Alta Precinct, regarding the regular Alta Park Board race. The Special Precinct Board came in last Friday morning, and proceeded to recount the ballots from the Alta Precinct by running them through the OVO Tabulator. The Special Precinct Board tabulated the write-in votes, giving one more vote to Steve Hamer than what was reported previously. The issue was still whether the winner was Steve Hamer Sr. or Steve Hamer Jr. The Special Precinct Board concluded that the votes were for Steve Hamer Sr., which is what their report reflects. Pursuant to Chapter 50.24 of the 2015 Code of Iowa, motion by Merten, second by Huseman, to declare the results of the Administrative Recount for the Alta Park Board Race and sign the **Canvass** of the November 3, 2015 Municipal Election as follows: (* indicates winner)

ALTA - total voters – 218 – 12.7% turnout

PARK BOARD (2 – 6 YR)

CASSANDRA BISHOP 153 *

RANDY ERICKSEN 3

STEVE HAMER SR.

4 *

SCATTERING

31

and to direct the Auditor to prepare abstracts as required. Carried.

Emergency Management Director Aimee Barritt presented the resolution for the local match for the Hazard Mitigation Grant Program. Motion by Merten, second by Altena, to approve and authorize the Chair to sign **Resolution #2015-11-17-A** Local Match for the Hazard Mitigation Grant Program. Carried.

**RESOLUTION #2015-11-17-A
LOCAL MATCH FOR THE HAZARD MITIGATION GRANT PROGRAM**

WHEREAS, Buena Vista County (hereinafter called “the Subgrantee”), County of Buena Vista, has made application through the Iowa Homeland Security and Emergency Management Division (HSEMD) to the Federal Emergency Management Agency (FEMA) for funding from the Hazard Mitigation Grant Program, in the amount of \$40,000.00 for the total project cost, and

WHEREAS, the Subgrantee recognizes the fact that this grant is based on a cost share basis with the federal share not exceeding 75%, and the local share being a minimum of 25% of the total project cost. The minimum 25% local share can be either cash or in-kind match. And

THEREFORE, the Subgrantee agrees to provide and make available up to \$17,500.00 (seventeen thousand and five hundred dollars) of local monies to be used to meet the minimum 25% match requirement for this mitigation grant application.

The resolution was passed and approved this 17th day of November, 2015.

/s/ Dale Arends, Chairman; Don Altena, Tom Huseman, Paul Merten, Rhonda Ringgenberg

Drainage Attorney Gary Armstrong presented Resolution #2015-11-17-B Resolution by Buena Vista Drainage Districts on Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts. Armstrong explained the 3 changes that were agreed upon, 1. Any replacement of tile would be brought up to current standards. 2. The distance between drainage lines and the pipeline will be maintained at two feet. 3. Specifications for pipes that cross open cuts was agreed upon. Additionally it was agreed that an annual certificate of proof of insurance will be provided to the Auditor’s office on an annual basis. Motion by Merten, second by Altena, to approve **Resolution #2015-11-17-B** Resolution by Buena Vista Drainage Districts on Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts. Carried.

Resolution-2015-11-17-B

**RESOLUTION BY BUENA VISTA DRAINAGE DISTRICTS ON CONSTRUCTION OF A
HAZARDOUS LIQUID PIPELINE OVER, ACROSS, OR BENEATH COUNTY DRAINAGE
DISTRICTS**

WHEREAS, the Board of Supervisors, as trustees of individual drainage districts, (hereinafter Board) is responsible for the maintenance and management of the drainage districts, levee districts, multi-county drainage districts, and multi-county levee districts established under Iowa Code chapter 468 and located within the Buena Vista County; and

WHEREAS, Iowa Code section 468.2 provides: "That drainage of surface waters from agricultural lands and all other lands or the protection of such lands from overflow shall be presumed to be a public benefit and conducive to the public health, convenience and welfare;" and

WHEREAS, Drainage and levee districts are funded by the significant investment of benefitted landowners to drain and protect the ground to increase yields; and

WHEREAS, it is the duty of the Board to protect the investments made by landowners in drainage districts, levee districts, and lands that would benefit from being drained; and

WHEREAS, Iowa Code section 468.186 specifically addresses a proposed pipeline installation on, over, across, or beneath the right-of-way of any drainage or levee district; and

WHEREAS, Iowa Code section 468.186 mandates that a pipeline applicant, before beginning construction, obtain from the governing body of the drainage or levee district an easement to cross the district's right-of-way; and

WHEREAS, Iowa Code section 468.186 provides that the governing body of the drainage or levee district may, as a condition of granting such easement, attach thereto such additional conditions as the district's governing body deems necessary; and

WHEREAS, it is in the best interest of the public health, convenience and welfare for the Board to establish these additional conditions necessary for the Board to grant easements across drainage district, levee district, multi-county drainage district, and multi-county levee district right of way and to determine the applicability of such conditions to other lands contained within a drainage or levee district; and

WHEREAS, the Board has obtained input from the public, its counsel, drainage engineers, and from an interested pipeline company in order to make an informed determination of what conditions are necessary.

NOW THEREFORE BE IT RESOLVED

that in addition to the requirements in Iowa Code chapter 468, Iowa Code chapter 479B, and Iowa Administrative Code chapters 199 IAC 9 and 13, the Board instructs the Drainage District attorney to include the following conditions, pursuant to Iowa Code section 468.186, in any easement entered into or proposed for Board approval which provides easement rights for Construction of a Hazardous Liquid Pipeline Over, Across, or

Beneath County Drainage Districts and which involve drainage district, levee district, multi-county drainage district, and multi-county levee district right-of-way.

REQUIREMENTS FOR CONSTRUCTION OF A HAZARDOUS LIQUID PIPELINE OVER, ACROSS, OR BENEATH COUNTY DRAINAGE DISTRICTS

The Applicant shall file an Application for an Easement for Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts with each applicable district, listing each crossing or crossings associated with a single project of Drainage District Infrastructure and, upon agreement to such an Easement, shall be governed by these Requirements in the Easement and shall comply with all conditions contained therein.

1) Definitions

- a) Applicant – the entity requesting an Easement for Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts. The Applicant filing the Application must be the owner of the Project. Applicant includes any and all assignees and successors in interest.
- b) Applicant Parties - Applicant and its contractors, and subcontractors, suppliers or designees and each of their representatives and permitted assigns.
- c) Application- An Application for an Easement for Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts, which is the manner of requesting an easement from the Board.
- d) Board - The Board of Supervisors as trustees of individual drainage districts, levee districts, multi-county drainage districts, and multi-county levee districts.
- e) Board of Supervisors – the Board of Supervisors of Buena Vista County sitting as the Board of Supervisors.
- f) County-Buena Vista County, Iowa
- g) Crossing Fee- This fee shall only be deemed to reimburse a Drainage District for the easement granted at a crossing, publication costs, engineering costs, inspection costs, auditor's cost, necessary copying, and legal services related to the crossing. Said fee shall be paid in conjunction with the issuance of the easement and/or consent to cross the District's facilities.
- h) Drainage District – any drainage district, levee district, multi-county drainage district, and multi-county levee district created under Iowa Code chapter 468 that are identified in the Application.
- i) Drainage District Infrastructure - Improvements and infrastructure owned, controlled, or associated with drainage districts, levee districts, multi-county drainage districts, and multi-county levee districts including but not limited to underground tiles, open ditches, pumping stations, levees, and related facilities.

- j) **Drainage Engineer** – A licensed engineer designated by the Board. The Drainage Engineer may name a designee. The Board hereby appoints Ivan Droessler as the Board's designated Drainage Engineer for all matters contained herein. The designated Drainage Engineer may be changed at any time by the Board. The Applicant will be notified of any such change. Ivan Droessler may be reached: I & S Group, 1725 North Lake Avenue, Storm Lake, Iowa 50588; Phone (712)732-7745. Where the term Drainage Engineer is used in this document the term also includes a designee or representative of the Drainage Engineer.
- k) **Easement**- That agreement between the Board and the Applicant granting rights to construct, manage and use a hazardous liquids pipeline over, across, or beneath specified drainage districts and which incorporates the terms herein.
- l) **Emergency** – An unplanned situation that presents a danger to life, safety or welfare of persons or the environment in or near the Easement area and which requires immediate attention for protection or remediation of such persons or environment.
- m) **Parties** –The Board, Drainage District, and Applicant.
- n) **Project** – The development, construction and operation of a hazardous liquid pipeline and associated facilities.
- o) **Project Construction Area**-The area of project construction including the right of way granted the Applicant and work limits identified in the Easement.
- p) **Requirements** - Requirements for Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts

2) General Obligations of Applicant

- a) Within thirty 30 days from the Applicant filing an Application, the Board will provide the Applicant with access to all maps and other files related to the Drainage Districts. The Applicant acknowledges that the County's maps of the Drainage Districts may not be accurate or complete, and the Board shall bear no responsibility for their accuracy; nor shall Applicant raise any such inaccuracy or incompleteness as a basis not to comply with the repair/restoration provisions herein.
- b) The Applicant shall then, no later than ninety (90) days prior to the start of the construction on the Project, furnish the Board with plats showing the location, including GPS coordinates, of the proposed construction and all proposed crossings of the Drainage District Infrastructure. If in view of such plats it is determined by the Board that such locations are in conflict with present or proposed Drainage District Infrastructure or the affirmative duty of the district to drain the land, and, for a justifiable and legitimate engineering reason, that a more desirable location is possible and the shift would not be in conflict with any state or federal requirements or siting restrictions, requirements or approvals, and/or the landowner(s) does not object to the relocation, the Applicant shall review such possible alignment changes with the Drainage Engineer. The Applicant and the Drainage Engineer shall work together in good faith to agree upon any alignment changes to be made pursuant to this Paragraph, taking into account the costs, benefits, feasibility, governing engineering principles, and the need to accommodate any present or proposed Drainage District Infrastructure and the affirmative duty of the District to drain the land. In the event the Applicant and the

Drainage Engineer cannot agree upon the alignment changes to be made pursuant to this Paragraph, the Applicant and the Drainage Engineer shall mutually agree upon an independent, third party who is a licensed engineer in Iowa with experience in drainage to determine what alignment changes should be made pursuant to this Paragraph, taking into account the costs, benefits, feasibility, governing engineering principles, government approvals, and the need to accommodate any present or proposed Drainage District Infrastructure and the affirmative duty of the District to drain the land. The decision of such independent third party licensed engineer shall be binding upon the parties. The Applicant shall pay all fees and costs of the independent third party engineer. Applicant acknowledges that under Iowa law it cannot interfere with the drainage of the land and will make design changes to accommodate drainage if a more desirable location is not feasible.

c) NO CONSTRUCTION IS TO COMMENCE ON ANY PORTION OF THE PROJECT WITHIN THE DRAINAGE DISTRICT RIGHT OF WAY WITHOUT APPROVAL OF A RESOLUTION BY THE BOARD OF SUPERVISORS STATING THAT ALL NECESSARY EASEMENTS AND AGREEMENTS ARE IN ORDER FOR THE PROJECT AND THAT PROJECT CONSTRUCTION CAN COMMENCE.

d) The Applicant shall give the Board two (2) weeks prior notice of their intention to commence construction on the Project in the County. Said notice shall be made in writing to the Drainage Engineer and the County Auditor. Notice cannot be given until an Easement for the Project has been approved by the Board and passage of a resolution by the Board of Supervisors stating that all necessary easements and agreements are in order for the Project and that Project construction can commence.

e) Two weeks after notice as provided in according to section 2(d) above and in compliance with these Requirements, the Applicant shall be allowed to construct the Project at the Applicant's own expense and the Applicant shall pay all costs of any reconstruction, relocation, modification, or reinstallation of the Drainage District Infrastructure which may be necessary as a result of construction of the installation for which the easement was granted.

f) If any portions of the Drainage District or Drainage District Infrastructure in or adjacent to the project construction area are damaged by the Applicant Parties as a result of the Project construction, the Applicant, at their sole expense, shall promptly repair such damage as directed by the Board, provided that such direction is not inconsistent with the requirements of 199 Iowa Administrative Code Chapter 9 or the terms of this easement. In the event the Applicant and the Drainage Engineer cannot agree as to the cause of and repair for any such damage, the Applicant and the Drainage Engineer shall mutually agree upon an independent, third party who is a licensed engineer in Iowa with experience in drainage to determine the cause of and repair for such damage. The determination of such independent third party licensed engineer shall be binding upon the parties. The Applicant shall pay all fees and costs of the independent third party engineer.

g) Subsequent to construction of the pipeline, all additional costs of Drainage District Infrastructure construction, maintenance, improvement or reconstruction caused by the presence of Applicant's pipeline shall be paid by the Applicant. To receive compensation under this paragraph, the Board shall either present an invoice specifying the additional costs caused by the presence of the Applicant's

pipeline which is accompanied by a written verification of the additional costs by the Drainage Engineer or reach an agreement with the Applicant on the project design and share of the cost to be paid by the Applicant during the planning of the Drainage District Facilities project.

h) After construction of the installation has been completed in accordance with all conditions under which the easement is granted, the Drainage District shall maintain its facility at its own expense, and Applicant, or the Applicant's successors in interest, shall maintain the installation at the Applicant's or successor's own expense. If the Drainage District subsequently undertakes any maintenance, improvement, or reconstruction of its facility which requires the modification, relocation, or reconstruction of the installation, the expense of such modification, relocation, or reconstruction shall be borne by Applicant or the Applicant's successors in interest.

i) The Applicant shall at any time subsequent to the commencement of construction, and at Applicant's sole expense, reconstruct or replace its installation as may be necessary to conform to new grade or alignments resulting from maintenance, improvement or construction operations of the Drainage District. The Applicant agrees to do this within one hundred twenty (120) days of receipt of written request from the Board, or such longer time period as the Board may specify, without cost to the Drainage District. Such reconstruction or realignment of Applicant's improvements shall be made in accordance with and approved by the Board. If the Applicant fails to comply with the time period specified above or such longer period as the Board may specify, the Applicant agrees that the Board may seek injunctive or other appropriate relief against it, requiring specific performance of such reconstruction or realignment. Applicant agrees that it shall be liable to the Board for any and all expenses of seeking such relief, including reasonable attorneys' fees, in the event the Board is required to seek such relief pursuant to this Paragraph.

j) Applicant shall be responsible to remedy any damage caused by the Applicant Parties to the Drainage District and Drainage District Infrastructure arising from the operation, maintenance, or repair of the Project.

k) Subsequent to construction of the pipeline, except in cases of an Emergency, Applicant shall provide Board with a minimum of forty-eight (48) hours advanced notice of any work to be performed by the Applicant Parties within the right of way of the Drainage District. The Board shall have the right to have a Drainage Engineer present during any such work. If proper notice is given pursuant to this Paragraph, such work shall not be delayed by the failure of a Drainage Engineer to be present during such work. Applicant shall be responsible for all costs incurred by the Board and the Drainage District, including expenses of the Drainage Engineer related to the Applicant's work within the right of way.

l) As-Built Plans. As-built plans for all installations related to the Project shall be furnished to the Board within one hundred eighty (180) days of completion of construction that crosses Drainage District Infrastructure. Said plans shall include a plan, a profile and a location using the civil monument or GPS locations. All plans shall include exact GPS coordinates of all crossings of Drainage District Infrastructure. The Applicant agrees that the Board may seek injunctive or other appropriate relief against it, requiring specific performance of this Paragraph. Applicant agrees that it shall be liable to the Board for any and all expenses of seeking such relief, including reasonable attorneys' fees, in the event the Board is required to seek such relief pursuant to this Paragraph.

m) At all times, the Applicant shall allow the Board, its designee, and its contractors unrestricted access to the Drainage District Infrastructure for any and all needs of the Drainage District as identified by the Board or Drainage Engineer. The Board agrees that it will comply with One Call notification programs before performing any work on the Drainage District Infrastructure that may reasonably come into contact with, or otherwise impact the Applicant's pipeline. Applicant may send a watchman at their own expense to observe the work. Work shall not be delayed if a properly notified watchman is not present.

n) If the Applicant fails on its own to properly repair any portion of the Drainage District or Drainage District Infrastructure that is damaged as a result of the Project as required hereunder, the Board may demand in writing that the Applicant repair same within thirty (30) days, or such longer period as the Board and Applicant may agree. If the Applicant fails to make such repairs within the 30 day period, or such longer period as the Board and Applicant may agree to, the Board may make such repairs and invoice the Applicant for the reasonable cost of such repairs. If the Board causes such work to be done, Applicant shall pay for the cost of the repairs within thirty (30) days of receipt of the invoice. If Applicant fails to pay within thirty (30) days, the Applicant shall be liable for all costs of the repairs which shall be collected by the County on behalf of the District in any court having jurisdiction. The Applicant shall be liable to County for reasonable attorney fees incurred by the County in pursuing payment.

3) Construction and Repair Standards

a) Examination. The Board shall appoint a Drainage Engineer to inspect and approve all construction and repair activities by the Applicant that impact the Drainage District and Drainage District Infrastructure. The Applicant Parties shall keep the Drainage Engineer informed of the work schedule on Drainage District right of way and any changes to such schedule. A Drainage Engineer shall be present on the site at all times at each phase and separate activity of the opening of the trench, the restoration of underground improvements, and backfilling. If, however, proper notice is provided to the Drainage Engineer, the work performed by the Applicant Parties shall not be halted or delayed by the failure of the Drainage Engineer or its representative to be present on the site. All reasonable compensation, wages, mileage, and other legitimate expenses for said Drainage Engineer involving work in the Drainage District right-of-way shall be incorporated into the Crossing Fee. Said Drainage Engineer will be responsible for inspecting all crossings of Drainage District Infrastructure and shall have the authority to require the Applicant Parties to excavate and expose the crossing of any Drainage District Infrastructure where the Drainage Engineer believes it prudent to visually examine same. Further, said Drainage Engineer has the authority to request that the County Inspector present pursuant to Iowa Code §

479B.20 suspend construction in the event of imminent risk to persons or property resulting from Applicant's or Applicant Parties' activities. The Drainage Engineer shall specify to the Applicant and the County Inspector details relating to the imminent risk that the construction activity poses as well as a timeline for resuming activities. The Drainage Engineer and the Applicant shall work together in good faith with the County Inspector to determine whether any activity poses imminent risk to persons or property and the procedure and timeline for resuming activities.

b) Construction Specifications. All crossings of the Drainage District Infrastructure shall be constructed or repaired by Applicant Parties in accordance with pre-construction plans and specifications agreed to between the Applicant and the Drainage Engineer which shall not be contrary to the requirements of 199 Iowa Administrative Code chapter 9. The construction and maintenance of Applicant's installation shall be carried on in such a manner as to not interfere with, nor interrupt the function of, any Drainage District Infrastructure. The Applicant shall be liable for any damages, including any crop loss or damage to property, caused as a result of any interference or interruption caused by the actions of Applicant or Applicant Parties.

c) Interruption. In the event it becomes necessary to temporarily stop the normal flow of water in any Drainage District Infrastructure in order to permit the Applicant's construction, installation, and repair the following shall be done by the Applicant.

i) If the crossing involves a tile line, the replacement of tile with approved metal pipe or concrete pipe, in the manner approved by the Drainage Engineer, shall be performed as rapidly as possible. If the approved method of repair is impossible and the volume of water flowing in the tile is sufficient to create the possibility of crop loss or property damage, the Applicant will be permitted to temporarily block the tile line to prevent the flow of this tile water into the pipeline, or tile line ditch. In the event that this tile line is so temporarily blocked, the Applicant will be expected to provide sufficient pumping equipment to pump the impounded tile water across the construction ditch to the undisturbed tile line. Such temporary blockages of said Drainage District tile lines will be removed as rapidly as possible, and any tile repairs caused by this blockage will be immediately repaired at the Applicant's expense.

ii) If the crossing involves the crossing of a Drainage District open ditch that is carrying sufficient flow of water to make it necessary to place a temporary dam across said open ditch, such temporary dams may be constructed only upon approval from the Drainage Engineer and, if applicable, the permission of any private landowner owning property which must be accessed for the construction of such dam and the private landowner provides permission to place water that results from the dam on their property. The maximum elevation of this impounded water shall be determined by the designated Drainage Engineer and all excess water must be allowed to flow across the construction ditch through either a closed metal culvert pipe or by pumping. All temporary dam structures are to be removed as soon as the crossing is completed. The construction and removal of these dams to be in such manner that the smooth and efficient function of the drainage ditch is not impaired, with all costs and damages borne by Applicant.

d) Tile Repair Completion. The Applicant will make all permanent tile line repairs within ninety (90) days following completion of construction in the County, adjacent to, over, across, or beneath any Drainage District Infrastructure, taking into account weather and soil conditions, unless a different schedule is agreed to by the Parties. All tiles will be repaired with materials of the same or better quality as that which was damaged and shall be of a size approved by the Drainage Engineer based on current ISU Extension Service Drainage Standards, and be subject to final approval of the Drainage Engineer. Applicant shall take photographs of all repairs to Drainage District Infrastructure prior to backfilling or covering the repair. Photographs shall bear the exact GPS location of the repair and be provided to the Drainage District within 30 days of completion of the

repair. If the Applicant fails to make such repairs within the 90 day period, or such longer period as the Board and Applicant may agree to, the Board may make such repairs and invoice the Applicant for the reasonable cost of such repairs. If the Board causes such work to be done, Applicant shall pay for the cost of the repairs within thirty (30) days of receipt of the invoice. If Applicant fails to pay within thirty (30) days, the Applicant shall be liable for all costs of the repairs which shall be collected by the County on behalf of the District in any court having jurisdiction. The Applicant shall be liable to County for reasonable attorney fees incurred by the County in pursuing payment.

e) If there is evidence that any portion of a Drainage District or Drainage District Infrastructure, including but not limited to drain tiles under roads utilized by construction traffic and drain tiles crossed by construction equipment, has been damaged by Applicant or Applicant Parties, those damaged tiles or other Drainage District Infrastructure shall be repaired by the Applicant at the Applicant's expense at the end of the Project construction in the County in a manner acceptable to the Drainage Engineer. The Drainage Engineer and Applicant shall work together in good faith to determine the cause of any damage covered by this Paragraph. In the event the Applicant and the Drainage Engineer cannot agree as to the cause of any such damage, the Applicant and the Drainage Engineer shall mutually agree upon an independent, third party who is a licensed engineer in Iowa with experience in drainage to determine the cause of such damage. The determination of such independent third party licensed engineer shall be binding upon the parties. The Applicant shall pay all fees and costs of the independent third party engineer. Paved public roadways with adjacent tiles shall have the road and tiles bored under the each. No open cut shall be permitted on a public roadway with tiles, unless otherwise agreed to by the County Engineer or the Iowa Department of Transportation. Nothing in this Paragraph shall be construed to require the Applicant to take any action inconsistent with Department of Transportation ("DOT") rules and regulations. Applicant and Applicant Parties shall temporarily install sufficient cover or other measures for load distribution to avoid damage to the Drainage District Infrastructure.

f) Compaction, Rutting and Soil Restoration. The Applicant shall also be responsible at Applicant's expense to restore all land within the Drainage District

right of ways to its pre-construction condition as near as is practicable. Standards to be followed at a minimum are the Land Restoration Standards found in Iowa Code section 479B.20, Iowa Administrative Code 199 IAC 9, and the Applicant's Agricultural Mitigation Plan. The Drainage Engineer and the Applicant shall work together in good faith to make an onsite inspection of the completed restoration and determine compliance with the Land Restoration Standards found in Iowa section 479B.20, Iowa Administrative Code 199 IAC 9, and Applicant's Agricultural Mitigation Plan. In the event that Applicant and the Drainage Engineer cannot agree as to compliance as set forth herein, the Applicant and the Drainage Engineer shall mutually agree upon an independent, third party who is a licensed engineer in Iowa with experience in drainage to determine compliance as set forth herein. The determination of such independent third party licensed engineer shall be binding upon the parties. The Applicant shall pay all fees and costs of the independent third party engineer.

g) Crossing Specifications. All crossings of Drainage District Infrastructure shall be constructed by Applicant in accordance with the following specifications:

i) CROSSING OF OPEN DITCHES

(1) Passage of the Applicant's installation in a horizontal plane five (5) feet below design grade of the drainage ditch, or deeper, as may be determined by the Board for a justifiable and legitimate engineering reason in consultation with the Drainage Engineer.

(2) The above depth is to extend to a point two (2) times the design base width of the ditch either side of the centerline of the drainage ditch, unless the existing base width is greater than the design base width. If the existing base width is greater than the design width, the depth is to extend to a point two (2) times the existing width.

(3) The preferred rate of slope for transition from a normal installation laying depth to crossings of drainage ditches shall not be steeper than 3:1. For a justifiable and legitimate engineering or constructability reason, a slope steeper than 3:1 may be approved by the Board in consultations with the Drainage Engineer.

(4) If such ditch crossings occur at points of outlets of Drainage District Infrastructure or within twenty five (25) feet of said outlets, such outlet facilities must be relocated to a point no less than twenty five (25) feet from such crossings. Such relocations shall be at the expense of the Applicant and as directed by the Drainage Engineer in his or her sole discretion.

(5) All crossing of open ditches shall be done by boring or open cut as agreed to by the Drainage Engineer following consultation with the Applicant. In determining whether boring or open cut is proper, the Drainage Engineer and the Applicant shall work together in good faith, considering the costs, benefits, feasibility, applicable engineering principles, and the interests of the parties. In the event that Applicant and the Drainage Engineer cannot agree, the Applicant and the Drainage Engineer shall mutually agree upon an independent, third party who is a licensed engineer in Iowa with experience in drainage to determine whether boring or open cut is proper, considering the costs, benefits, feasibility, applicable engineering principles, and the interests of the parties. The determination of such independent third party licensed engineer shall be binding upon the parties. The Applicant shall pay all fees and costs of the independent third party engineer.

ii) CROSSINGS OF DRAINAGE DISTRICT TILE LINES

(1) All proposed installations must be placed under the existing Drainage District tile lines, unless such installations can be placed above the existing Drainage District tile lines while maintaining a minimum of two (2) feet of separation between the installation and the existing Drainage District tile lines and a minimum of 48 inches of cover.

(2) The minimum separation between the bottom of Drainage District tile lines sized in accordance with current ISU Extension Drainage Standards and installed with the top of existing tile being maintained, shall be two (2) feet, unless determined otherwise for a justifiable and legitimate engineering reason, by the Board in consultation with the Drainage Engineer

(3) Drain tiles may be crossed by either an open cut or by utilizing a bore. However, for open cut crossings, the Applicant shall replace the Drainage District tile with reinforced concrete pipe of sufficient size determined by the Drainage Engineer in accordance with current ISU Extension Drainage Standards. The concrete pipe strength is at the reasonable discretion of the Drainage Engineer but the minimum pipe strength is to be 20000 (Iowa Department of Transportation approved) with the standard tongue and groove joints. The Pipe is to have a minimum of three (3) bolt-type connectors at each joint. The pipeline shall be backfilled and compacted prior to placement of tile with 6 inches of 2" crushed stone cradle rock being placed under the tile. Dual Wall HDPE pipe may be substituted for concrete pipe at the reasonable discretion of the Drainage Engineer and installed with 6 inches of 2" crushed stone cradle rock being placed under the tile and backfilled in accordance with the manufacture installation requirements. In the event the Applicant and the Drainage Engineer cannot agree on the requirements or conditions of this Paragraph, the Applicant and the Drainage Engineer shall mutually agree upon an independent, third party who is a licensed engineer in Iowa with experience in drainage

to determine what changes should be made pursuant to this Paragraph, taking into account the costs, benefits, feasibility, governing engineering principles, government approvals, and the need to accommodate any present or proposed Drainage District Infrastructure and the affirmative duty of the District to drain the land. The decision of such independent third party licensed engineer shall be binding upon the parties. The Applicant shall pay all fees and costs of the independent third party engineer.

(4) The length of tile to be replaced by any of the above alternates is as follows:

(a) Eight (8) inch tile and smaller: Six (6) feet either side of the top of trench excavated for the installation of pipeline, measured at right angles to the centerline of the crossing location.

(b) Ten (10) inch tile or larger: Ten (10) feet either side of the top of trench excavated for the installation of pipeline, measured at right angles to the centerline of crossing location.

(5) If the Applicant's installation disturbs or requires replacement of any portion of a tile drain less than twenty inches in diameter, and a portion of such drain will remain wholly or partially exposed after the construction project has been completed, the portion which is to remain exposed and not less than three feet of such drain immediately on either side of the portion which is to remain exposed, shall be replaced either with steel pipe of not less than sixteen gauge or polyvinyl chloride pipe conforming to current industry standards regarding diameter and wall thickness.

4) Board's Representations, Warranties and Covenants

i) Notice of Repair, Improvement, Maintenance or New Construction. The Board shall give the Applicant at least ninety (90)

days written notice of the proposed repair, improvement, maintenance, or new construction of drainage facilities in a Drainage District that the Board believes may impact any of the Project facilities. The Board shall also give at least twenty-four (24) hours verbal (via telephone) notice of emergency maintenance repairs in the Drainage District that may expose, cover up or disturb any installation belonging to Applicant, so that Applicant may arrange to protect same. Emergency (24 hour) notice shall be given by calling Applicant or at such other number provided from time to time to the Board by the Applicant. The Board also agrees that it will comply with One Call notification programs before performing any work pursuant to this Paragraph.

ii) Limitation on Liability. So long as Applicant receives the notice set forth in Section 4(i) above, the Board and the Drainage District shall have no responsibility for damages to Applicant's property occasioned by any construction or maintenance operation of the Drainage District subsequent to Applicant's installation, except for damages resulting from the willful misconduct or gross negligence of the Board and/or its representatives or agents.

iii) Applicant shall be responsible for actual property damage caused by constructing and maintaining the Project. These damages are separate and distinct from any payment made to the Drainage District or Board for expenses, crossing fees or easements. The determination of these damages shall be by the Board exclusively; provided, however, that Applicant maintains its right to seek judicial review of any such damage determination of the Board in accordance with Iowa Code Chapter 468. Damages shall not be duplicative of damages claimed by and paid to landowners. Payment shall be made by the Applicant within thirty (30) days of the Board's determination.

5) Notices

a) Written Notice. Any notice, demand, or other communication "Notice" related to these Requirements shall be in writing and given personally or by registered or certified mail return receipt requested. A courtesy copy of the Notice may be sent by facsimile transmission or electronic mail.

b) Notices shall be given to the Parties at their addresses set forth below.

Buena Vista County
c/o Buena Vista County Auditor
Buena Vista County Courthouse
215 East Fifth Street
Storm Lake, IA 50588
E-mail: slloyd@bvcountyiowa.com
Phone: 712-749-2542
Attention: Auditor

Dakota Access LLC Attn: Legal Department
1300 Main Street
Houston, Texas 77002
Fax: 713-989-1212

- c) By providing Notice to the other party, any party may at any time designate a different address or person to which such notice or communication shall be given.
- d) Notice by hand delivery shall be effective upon receipt.
- e) Notice to Applicant Parties. Applicant agrees to provide a copy of these Requirements to the Applicant Parties and advise same of their obligation to comply. The Applicant shall be responsible to make certain all of its contractors, subcontractors, agents, employees and representatives comply with all Requirements contained herein.
- f) Applicant acknowledges an affirmative duty to keep notification information current.

6) Indemnity

With respect to claims made by third parties, Applicant agrees to indemnify, protect, and defend the County, Board and Drainage District from and against any and all demands, liens, claims, or causes of action and any and all liability, costs, expenses, and judgments incurred in connection therewith (including court costs and reasonable attorney's fees), whether arising in equity, at common law, or by State, Federal, local or other statute, rule or regulation, including environmental law, or under the law of torts (including negligence and strict liability) ("claim") relating to the Project and/or resulting from or arising out of the use of the easement by Applicant, its servants, agents or invitees and to the extent caused by the Applicant Parties proportionate share of negligence, negligent actions or inactions, provided, however, that Applicant's contractual obligation of indemnification shall not extend to the percentage of the claim attributable to the County or Drainage District's negligence, willful misconduct, or strict liability imposed upon the County or Drainage District as a matter of law.

7) Miscellaneous Provisions

- a) Assignment. The Applicant's interests are transferable. However, assignee is required to comply with all Requirements set forth herein.
- b) Binding Effect. These Requirements contained herein shall be binding upon, and inure to the benefit of, the Applicant, Drainage Districts and their respective heirs, successors (by merger, consolidation or otherwise) and permitted assigns, devisees, administrators, representatives, lessees and all other persons or entities acquiring all or any portion of the Project, any lot, parcel or any portion thereof within the Project Area, or any interest therein, whether by sale, operation of Law, devise, or in any manner whatsoever.
- c) Iowa Law. The Application and Requirements are entered into under the laws of the State of Iowa, and Iowa law shall apply to the interpretation hereof. Any legal action to enforce or interpret these Requirements or Application shall be brought exclusively in Iowa District Court in Buena Vista County, or, if there is a basis for federal question jurisdiction, in the United States District Court for the Northern District of Iowa, and the Parties hereby waive all objections to the jurisdiction and venue of these courts.

d) Severability. If any provisions of the Application and Requirements are determined to be unenforceable, invalid or excessive, the Application and Requirements can thereafter be modified, to implement the intent of the Applicant and Board to the maximum extent allowable under law and the remainder of the Application and Requirements shall remain unaffected and in full force and effect.

e) Agent for Service of Process. The Applicant shall appoint an agent for service of process in Iowa and register such address with the Secretary of State. If the Applicant designates a different Agent or person who is authorizes to accept service of any process resulting from this Easement, Applicant shall provide written notice setting out the name, address and telephone number of said agent to Board within thirty (30) days of filing Application.

f) Insurance. Before starting construction and to the extent of Applicant's indemnity obligations hereunder, Certificates of Insurance or self-insurance naming the Board as an additional insured for the Project shall be filed by the Applicant for itself and for the Applicant Parties, with the County Auditor . Applicant shall also certify that the insurance does not contain exclusion for environmental pollution or Applicant shall provide an alternative environmental pollution policy that meets the minimum requirements as defined below. This insurance shall be written for not less than the following limits:

i)Workers' Compensation	Statutory Limits
ii) Contractor's Liability and Property Damage	
Bodily Injury	\$1,000,000
Each person	\$1,000,000
Each Accident	\$5,000,000
iii) Property Damage	
Each Accident Aggregate	\$5,000,000
iv) Automobile	
Liability and Property Damage	\$1,000,000
Bodily Injury	\$5,000,000
Each Person	\$1,000,000
Each Accident	\$5,000,000
Property Damage	\$1,000,000
Each Accident Aggregate	\$5,000,000
v)Commercial General Liability and Umbrella	
Liability Insurance	\$10,000,000
each occurrence	

Applicant shall maintain Commercial General Liability ("CGL") Insurance in a limit of not less than \$10,000,000 each occurrence. This required minimum limit may be met through a combination of primary and excess liability policies. The CGL Insurance shall cover liability arising from premises operation, independent contractors, personal injury and liability assumed under an insured contract, including the tort liability of another assumed in a business contract. Applicant shall obtain coverage for liability arising from pollution explosion, collapse, underground property damage caused by Applicant, its employees, contractors, representatives, and agents to the extent of its indemnity obligations hereunder.

a) Included in the CGL Policy or a separate Policy, Grantee must have insurance for sudden and accidental environmental pollutant liability caused by Applicant, its contractors, representatives, and agents in

connection with the project and use of the easement. Coverage shall be maintained in an amount of at least \$10,000,000 per loss event.

These limits shall be adjusted every 10 years to reflect the changes over that time in the U.S. Bureau of Labor Statistics' CPI-U index.

vi) Remedies available to the Board: In the event that Applicant should fail to comply with any provision of the insurance section of this ordinance, then the Board may provide Applicant with a written notice by service of process as allowed by the Iowa Rules of Civil Procedure upon Applicant or by certified mail upon Applicant at Applicant's last known address. Such notice shall specify the default and shall allow Applicant 30 days to cure the default and/or contest that a default exists. In the event that Applicant fails to cure the default within such time,

the Board may seek an injunction from the Iowa District Court for Buena Vista County against the Applicant concerning the operation of a pipeline and shall be entitled to enjoin any and all operations until such time as the Applicant shall cure said default.

The Board shall be entitled to collect from Applicant all reasonable attorney fees and expenses relating to any injunction as arising under this subsection.

The above remedies are not exclusive. The Board shall be entitled to use or devise any other remedy to the Board at law or in equity.

vii) Proof of Insurance: Applicant shall cause certificates of insurance evidencing all of the above insurance policies and coverage to be provided promptly to the County upon request by the Board but no more than one time annually.

All of the above required insurance policies shall reflect that the Board will receive thirty (30) days' prior written notice of cancellation in coverage and shall reflect that the insurer has waived any right of subrogation against the Board.

viii) Term: These insurance requirements shall remain in effect for the term of the easement.

g) Timely Performance. Time is important in the performance of each and every obligation to be performed by the Applicant and Board hereto.

h) Nothing in the Application and Requirements shall be interpreted to restrict the Drainage District's use and enjoyment of the easement created by Iowa Code section 468.27. Unless otherwise stated, the Drainage District's easement shall be 150 feet on either side of the center line of the drainage improvement. The Drainage District maintains all rights of ingress and egress to the easement and the drainage improvement.

i) Applicant agrees to pay a one-time Crossing Fee of \$7,500 per crossing. This fee shall only be deemed to reimburse the Drainage District for the easement granted at a crossing, publication costs, engineering costs, inspection costs,

and legal services related to a crossing. Said fee shall be paid in conjunction with the issuance of the Easement.

j) The Easement agreed to by the Board are subject to existing regulations and statutes, which may be promulgated or enacted.

i) This shall include, but not be limited to, Applicant agreeing to comply with land restoration rules and requirements set forth by Iowa Utilities Board in 199 Iowa Administrative Code Chapter 9 and requirements of Iowa Code 479B.20 and in connection with abandonment, 49CFR part 195 and Iowa Code Section 479B.

k) Any requirement of this Easement as to design specifications or time periods may be altered or amended by agreement in writing between the Board, in consultation with the Drainage Engineer and Drainage Attorney, and the Applicant.

l) The Easement is valid so long as Applicant is in compliance with its terms. If the Applicant is not in compliance with the terms of the Easement, the Applicant agrees that the Board may seek injunctive or other appropriate relief against it. The Applicant shall be liable to the Board for any and all expenses of seeking such relief, including reasonable attorneys' fees, in the event the Applicant is found by a Court to be in material, uncured breach of a specific requirement of the Easement.

Motion by Merten, second by Ringgenberg, to approve the minutes of 11/10 and 11/12, as printed, today's claims approval list, and the following report: October Clerk of Court Report of Fees Collected. Carried.

Motion by Merten, second by Arends, to accept the drainage petition that was filed for an investigation of repairs in DD#177, and to appoint ISG as the Drainage Engineer and to move forward with a formal Engineer's Report for repairs/cleanout. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the work order for Larry Miller Construction on DD #34 Lat 2 OD in the amount of \$6,322.98. Carried.

Donell Doering, Executive Director of Elderbridge presented their annual report. Doering requested FY'17 funding of \$11,290.

Case Management Administrator Alicia Gatzemeyer presented some options for the Targeted Case Management Program. Gatzemeyer explained what would happen if services were to end 12-31-15. She also informed the Board that some of the October bills have been delayed. Gatzemeyer will check to see if other counties have had claims delayed. Merten will also check into this when he attends ISAC this week. Consensus of the Board was to wait until the 12-1-15 meeting.

There being no further business, motion by Merten, second by Altena, to adjourn the meeting at 12:15 p.m. until Tuesday, December 1, at 8:30 a.m. for a regular session. Carried.

Leigh Madsen, Deputy Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
NOVEMBER 24, 2015**
No meeting today

**BOARD OF SUPERVISORS MEETING
FIFTY-THIRD MEETING, 2015 SESSION (53)
DECEMBER 1, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 1, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Huseman, second by Merten, to approve the utility permit for **MidAmerican Energy Company**, to update equipment and set new poles at the intersection of 160th Ave. and the north side of Hwy 7. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **Winter Maintenance Agreement** with the Cities of Linn Grove and Lakeside for snow removal. Carried.

Secondary Road Report: Engineer Bret Wilkinson said that his department is working on the snow removal. All roads including the gravel roads should be done by tonight. There were some mail boxes that received damages in the recent snow storms. If any of the Supervisors receive calls they should direct them to the Engineer's office.

Kiley Miller, CEO of **Iowa Lakes Corridor**, along with Board members Dick Drahota, Jon Wilcke and Fred Moore, presented the Strategic plan and fund raising campaign for FY'17. Miller requested a 4 year commitment and \$25,000 in funding. The goal for the next 4 years is to work on population growth, with an emphasis on retaining the youth we have and attracting new youth to the area.

Case Management Administrator Alicia Gatzemeyer presented information on the **Targeted Case Management Program**. Also present was Rolling Hills CEO, Dawn Mentzer and Faith, Hope and Charity Director, Cindy Wiemold. Gatzemeyer informed the Board that Allyson Gebers submitted her resignation effective 12-4-15. Currently there are 58 consumers being served by the Targeted Case Management Program in the County. Gatzemeyer wants to make sure that our consumers are served during the transition to the MCO's. Fund 10 still has \$37,641.93 that could be transferred to Fund 6.

Motion by Merten, second by Altena, to end the **Targeted Case Management Program** as of 12-31-15 and for Gatzemeyer to continue as a Social Worker until all clients are transitioned to the appropriate MCO ending no later than 6-30-16. Carried.

Motion by Merten, second by Ringgenberg to submit a claim to move \$37,641.93 from Fund 10 to Fund 6, for the FY'13 **Cost Settlement**. Carried.

Env Health/Zoning Director Kim Johnson received a request for a minor S/D for Brian Heinsohn in Section 29 of Scott Township. Motion by Ringgenberg, second by Huseman, to approve **Resolution #2015-12-01-A** Minor S/D for Brian Heinsohn in Section 29 of Scott Township. Carried.

RESOLUTION 2015-12-01-A

WHEREAS Brian Heinsohn has presented preliminary and final plat (of survey) on the following described property:

DESCRIPTION - LOT C

A TRACT OF LAND LOCATED IN SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 29, TOWNSHIP 92 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 29; Thence North 00°08'15" East, along the West line of said Southwest Quarter (SW ¼), 45.46 feet to the North line of Iowa Highway No. 3, being also the Point of Beginning. Thence continuing North 00°08'15" East, along said West line, 376.98 feet; Thence South 89°59'24" East, 878.43 feet to the Northwest (NW) corner of Lot B in said Section 29; Thence South 00°00'40" West, along the West line of said Lot B, 384.35 feet to the North line of Iowa Highway No. 3; Thence along said North line on the arc of a 34, 317.47 foot radius curve, concave northerly, 128.79 feet, said curve having a chord which bears North 89°30'57" West, for 128.79 feet; Thence continuing along said North line, North 89°30'29" West, 750.50 feet to the Point of Beginning.

Hereafter known as Lot C in Section 29, Township 92 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 7.68 acres and is subject to all easements of record.

WHEREAS, the final plat meet 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 SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 29, TOWNSHIP 92 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 29; Thence North 00°08'15" East, along the West line of said Southwest Quarter (SW ¼), 45.46 feet to the North line of Iowa Highway No. 3, being also the Point of Beginning. Thence continuing North 00°08'15" East, along said West line, 376.98 feet; Thence South 89°59'24" East, 878.43 feet to the Northwest (NW) corner of Lot B in said Section 29; Thence South 00°00'40" West, along the West line of said Lot B, 384.35 feet to the North line of Iowa Highway No. 3; Thence along said North line on the arc of a 34, 317.47 foot radius curve, concave northerly, 128.79 feet,

said curve having a chord which bears North 89°30'57" West, for 128.79 feet; Thence continuing along said North line, North 89°30'29" West, 750.50 feet to the Point of Beginning.

Hereafter known as Lot C in Section 29, Township 92 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any: none.

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

DESCRIPTION - LOT C

A TRACT OF LAND LOCATED IN SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 29, TOWNSHIP 92 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 29; Thence North 00°08'15" East, along the West line of said Southwest Quarter (SW ¼), 45.46 feet to the North line of Iowa Highway No. 3, being also the Point of Beginning. Thence continuing North 00°08'15" East, along said West line, 376.98 feet; Thence South 89°59'24" East, 878.43 feet to the Northwest (NW) corner of Lot B in said Section 29; Thence South 00°00'40" West, along the West line of said Lot B, 384.35 feet to the North line of Iowa Highway No. 3; Thence along said North line on the arc of a 34, 317.47 foot radius curve, concave northerly, 128.79 feet, said curve having a chord which bears North 89°30'57" West, for 128.79 feet; Thence continuing along said North line, North 89°30'29" West, 750.50 feet to the Point of Beginning.

Hereafter known as Lot C in Section 29, Township 92 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa, and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 1st day of December, 2015.

/s/ Dale Arends, Chair Board of Supervisors...../s/ Leigh Madsen, Deputy Auditor

Env Health/Zoning Director Kim Johnson also discussed two **dangerous buildings** in Sulphur Springs. Only one of the owners has been in contact with her. Johnson will discuss further actions with the County Attorney. Johnson also informed the Board that next year the zoning ordinance, flood plain and comp plan need to be updated.

Sheriff Kory Elston was present for a **department update**. He is still waiting to receive an answer on the insurance claim on video equipment. As stated before the electrical problem needs to be solved before any of the equipment is replaced. Currently there are 16 in jail.

Drainage Attorney Gary Armstrong was present for his appointment, Motion by Huseman, second by Merten, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Ringgenberg to go out of **closed session** at 11:35 a.m. Carried.

Motion by Huseman, second by Ringgenberg, to approve the minutes of 11/17, as corrected, today's claims approval list, and the following reports: October NWIPDC Policy council Meeting minutes, Upper Des Moines Opportunity Inc. November agenda and October minutes.. Carried.

Conservation Director Greg Johnson was present for a department update. At next week's Conservation Board meeting, Johnson will be recommending an applicant for the Maintenance Tec II position. Work continues on the cabin. Spray insulation is done, now waiting for electrician and plumber. Work will continue on the interior over the winter.

Motion by Merten, second by Altena, to approve vacation carryover of 47 hours for Linda White, and to request her plan to get it used. Carried.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 11:50 a.m. until Tuesday, December 8, at 8:30 a.m. for a special session. Carried.

Leigh Madsen, Deputy Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTY-FOURTH MEETING, 2015 SESSION (54)
DECEMBER 8, 2015**

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 8, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Secondary Road Report: County Engineer Bret Wilkinson informed the Board that the department is continuing to haul sand. The road crews will be blading the gravel roads where possible to get them back into good shape before if freezes. Wilkinson, along with Preston Jacobs, will be at the IA County Association of Engineers meeting until Thursday. Wilkinson stated that Mike Sexton's last day will be December 14th. Motion by Merten, 2nd by Ringgenberg to direct the chair to sign a certificate of appreciation for Mike Sexton, and to thank him for his dedicated years of service. Carried. Applications are being accepted through Friday December 11th. There will be a coffee in the shop on Friday morning at 7:00 for Sexton. Wilkinson asked the thoughts of the Board, on him attending the National Association of County Engineers in Tacoma, Washington April 24-28. Merten thought he should wait until it came to Ohio and was a little closer. Altena thought if the benefit of knowledge equaled the cost, he should go.

I.T. Director Tyler Van Houten presented the Safety Committee's request for signs to be posted showing the days worked without lost time. The estimated cost for 15 signs is approximately \$300. The consensus of the Safety Committee was to have the signs purchased. The concern is to have individuals designated to update these signs in the 15 locations, to be consistent

everywhere. Van Houten will take it back to the Safety Committee to discuss further what they would like the signs to say.

Bldg/Grounds Supt. Steve Hammen presented his **Department update**. Hammen showed pictures of the completed boiler project, which is all in place and working. Hammen's next project will be upgrading the Courthouse elevator. Hammen has received 2 bids, to bring the elevator up to Code. The bid from Otis is \$60,000 and the bid from O'Keefe is \$76,443. Hammen stated that In order to be able to do the elevator upgrade, it will take 3 weeks to do, and the elevator would not be available for those three weeks. O'Keefe offered to do the job in two weeks. The additional cost to get the job done in two weeks would be about \$5,800. Hammen stated that he also has to put in a fire alert around the elevator, which he has bids from Pat Peterson for \$3,293.92, and Tyco for \$6,265. Hammen's third project would be for the wall in the Public Health Office, which is at about \$2,500. The last thing Hammen proposed is a new tractor mower and snow blower unit. He has 2 bids: Hultgren Implement for \$12,950, and Builders Sharpening & Service for \$13,384. Hammen asked what the Board would like him to include in the budget, and the consensus was to have him include the items on the capital projects sheet, when the worksheets are distributed.

Hear the Public: Emergency Management Director Aimee Barritt informed the Board about a meeting she attended with the Sioux City HAZMAT organization, and discussed the upcoming rate increase on July 1, 2017. Currently, BV County pays .85/capita, and Sioux City HAZMAT is proposing an increase to \$1.00/capita. Seven counties met yesterday with Sioux City HAZMAT, and proposed some recommendations, including no increase. Barritt and the other 6 counties are looking at Hydro-Klean Company, in case it doesn't work out with Sioux City HAZMAT, as Hydro-Klean has expanded their business to Sioux Falls, and also has offices in Omaha, Mankato, along with Des Moines, and they have no annual fee.

Five members of the Buena Vista County **Library Association** came in to thank the Board for their past support of the County libraries, and reviewed their programs of the past year. The Association is very grateful for their funding, and would appreciate an increase in FY'17, however they understand if the Board isn't able to do so.

Tom Schuetz, Group Services, along with Mike Pertzborn and Barb Wetherell, Stille Pierce & Pertzborn, were present for the **health insurance review** and planning session. Schuetz reviewed the quarterly update on claim numbers. Schuetz and Pertzborn are waiting for Wellmark to release the County's renewal rate, which should be coming by the end of December.

Motion by Huseman, second by Altena, to approve the **minutes** of 12/1, as printed, and the following **reports**: Lake Improvement Commission October minutes, October Treasurer's Report and December agenda; November BV County Solid Waste Commission minutes; December Safety Committee minutes; November Sheriff's Report of Fees Collected; and the Third Judicial District's Annual Report for FY'15. Carried.

Motion by Ringgenberg, second by Merten, to set a Public Hearing on the BV County **FY'16 Budget Amendment #2** for December 29, at 9:00 a.m. Carried.

Motion by Huseman, second by Ringgenberg, to declare Randall W. Ericksen as the winner of the **Alta Park Board** race, as Steve Hamer, Sr. turned down the appointment, and to authorize the Board to sign the Certificate of Election and the Abstract. Carried.

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

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTY-FIFTH MEETING, 2015 SESSION (55)
DECEMBER 15, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 15, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Huseman, to approve the **minutes** of 12/8, as printed, today's **claims approval list**, and the following **reports**: Third Judicial District Department of Correctional Services Board of Directors September minutes & December agenda, Case Management & Mental Health Disability Services Audit Report for 6/30/15 and 2014, November Accountant's Compilation Report for the BV County Solid Waste Commission, December Department Head minutes. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Auditor to **transfer** \$10,000 from the General Basic Fund to the Conservation Land Acquisition Trust Fund, per the FY'16 budget. Carried.

Motion by Ringgenberg, second by Huseman, to approve and authorize the Auditor to **transfer** \$470 from the General Basic Fund to the Conservation Land Acquisition Trust Fund, which is the FY'15 boat title fees collected by the Recorder. Carried.

Motion by Merten, second by Ringgenberg, to appoint Brian Waldstein and Rodney Plagman as Benefit Commissioners for **DD #34 Lat 6**, and to set the rate of pay for the **Commissioners** at \$75/half day, \$150/full day. Carried.

Colleen Schwanz and Board Members Ron Sennert and Quentin Bodholdt, **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 \$3,500, 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.

Supervisor Meeting Reports: Altena attended the Solid Waste meeting last week; Huseman attended the Courthouse Security meeting and also the 3rd Judicial meeting; Merten attended the Rolling Hills Mental Health Region Governance Board meeting.

BV Co **Compensation Board salary recommendations** for FY'17 were presented by Jeff Stewart. The Compensation Board recommended a 4% increase in wages for the Attorney, Auditor, Recorder, Supervisor, and Treasurer, and reaffirmed the longevity schedule for all

elected officials, and also recommended an additional \$1,000 for the Board Chairman. Stewart commented that BV County has good employees, and we need to keep up, as we don't want to lose good help. Merten asked if insurance increases were a factor. Stewart commented that it was brought up, but they didn't think that was their place to determine where the funding would come from, rather their recommendation to keep the employees. The Board commended and thanked the Compensation Board for meeting and presenting the proposals. The Board will take action on the recommendations at a later date.

Supervisor Meeting Reports-continued: Arends attended the quarterly LEPC meeting;

Drainage Attorney Gary Armstrong was present for his appointment, Motion by Ringgenberg, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Merten, second by Huseman, to go out of **closed session** at 9:53 a.m. Carried.

Jamey Whitney, Executive Director of **Upper Des Moines Opportunity**, requested \$18,000 in funding for FY '17, the same as the current fiscal year. Whitney gave detailed information concerning programs within Buena Vista County that the funding would support. Whitney is very grateful for our past support and for the number of families and elderly individuals that have been helped within the county through these programs.

There being no further business, motion by Huseman, second by Arends, to adjourn the meeting at 10:12 a.m. until Tuesday, December 29, at 8:30 a.m. for a regular session. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

**BOARD OF SUPERVISORS MEETING
DECEMBER 22, 2015**

No meeting today

**BOARD OF SUPERVISORS MEETING
FIFTY-SIXTH MEETING, 2015 SESSION (56)
DECEMBER 29, 2015**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 29, 2015 at 8:30 A.M. in the Boardroom with Chairman Arends presiding, and the following members present: Altena, Huseman, 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, Huseman, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Secondary Road Report: Plows have been out, and they will try to get the roads cleaned up today, then start cleaning the equipment for the next round; Engineer Wilkinson asked the Board if they wanted to see anything different in regards to budget information since this is his first year; Wilkinson would like to offer the Equipment Operator I position to an individual today, to replace Mike Sexton.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 12/15, as printed, today's **claims approval list**, and the following **reports**: December Rolling Hills Regional Governance Board meeting, October BV County DCAT Governance Board minutes & December agenda, October Storm Lake United minutes & December agenda, October Central IA Juvenile Detention Center minutes, November financials, and December minutes. Carried.

Supervisor Meeting Reports: Arends attended the NW IA YES Center meeting; Merten attended the Central IA Juvenile Detention Center meeting;

The Chair opened the public hearing for the second **FY'16 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 Altena, to close the public hearing. Carried. Motion by Ringgenberg, second by Huseman, to approve the **FY'16 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

Increase activity	3040	General Basic Fund (0001)	Dept 23	\$20,000	
Increase activity	3200	General Basic Fund (0001)	Dept 21	\$10,000	
Increase activity	6100	General Basic Fund (0001)	Dept 22	\$1,900	
Increase activity	6100	General Suppl Fund (0002)	Dept 22	\$4,500	
Increase activity	8100	General Basic Fund (0001)	Dept 03	\$7,977	
Increase activity	8100	General Suppl Fund (0002)	Dept 03	\$4,099	
Increase activity	9000	General Basic Fund (0001)	Dept 01	\$5,609	
Increase activity	9020	General Basic Fund (0001)	Dept 03	\$7,977	
Increase activity	9020	General Suppl Fund (0002)	Dept 03	\$4,099	
Increase activity	0220	General Basic Fund (0001)	Dept 51	\$81,500	Carried.

Jacquie Kehoe, **CAASA** Executive Director, thanked the Board for their past support. CAASA provides service for victims of sexual violence in all 19 counties of Region 1. They offer outreach services in four locations and share office space within their sister agencies in other locations. CAASA saw 391 new sexual abuse victims across all 19 counties, 73 of which are from BV County. Kehoe is requesting \$5,000 for FY'17, which is \$500 over the amount they received in the current fiscal year.

Ginny Smith, **Sioux Rapids Historical Society**, cancelled her appointment for today, due to the weather.

Case Management Administrator Alicia Gatzemeyer informed the Board that the Managed Care has been pushed back from January 1 to March 1, so **Targeted Case Management** would end February 29th, with the MCO's starting March 1. Gatzemeyer would like to reduce her case load, and has found ten consumers that are willing to move to either Season's Center or DHS case management, which would leave her with 48 for a case load. Motion by Altena, second by Merten, to extend the **Targeted Case Management program** through February 29, 2016. Carried. Motion by Ringgenberg, second by Altena, to authorize the Chair to sign a letter to withdraw from CMMHDS program, effective February 29, 2016. Ayes: Altena, Arends, Huseman, Ringgenberg. Nays: None. Abstentions: Merten. Carried.

Sheriff Kory Elston informed the Board that the insurance company will cover 100% of the replacement cost for the DVR in the Jail, and if they were to upgrade, which would improve efficiency, then the insurance company will cover 125% of the cost. He has electricians coming to look at the situation and see what the issues are. Elston stated that they essentially are ready to approve the contract with Accurate, with the amount of \$56,560, less the amount the insurance company will pay, which brings it down to \$34,958, with a service agreement, containing a maintenance check annually. Elston would like to proceed, since they are 9 weeks out. This is not in the budget, so they would need a budget amendment. Motion by Merten, second by Altena, to authorize the Sheriff to sign the agreement with **Accurate** to upgrade the DVR to digital, along with a 3 year bronze maintenance agreement. Carried.

Motion by Ringgenberg, second by Huseman, to authorize the Chair to sign the **Equitable Sharing Agreement** with the Department of Justice. Carried.

Sheriff Elston informed the Board that they were awarded a **Community Foundation Grant** for a dive team, which would also include members of the Storm Lake Police Department and the Storm Lake Fire Department.

Sheriff Elston informed the Board that in the past, the Comm Center dispatchers were not on a step plan for wage increases. When Elston prepared the budget last year, he forgot about Mark Van Hooser. Elston asked if the Board would allow a mid-year salary increase for Mark Van Hooser, of 3%, bringing him up to \$21.98 per hour. Motion by Huseman, second by Ringgenberg, to approve a 3% **salary increase** to Mark Van Hooser, effective January 1, 2016, bringing his hourly rate to \$21.98. Carried.

Sheriff Elston stated that Deputy Hayes will be attending the **Academy** in January, and that **Security Officers** will be starting in January, to circulate around the Courthouse at various times of the day.

Sheriff Elston informed the Board that there is an anonymous donor that will be donating 500 shares of stock to the Sheriff's Department, to be used to purchase **body cameras** for his department.

Payroll Deputy Leigh Madsen reviewed the Delta Dental renewal contract. By switching to the Alternate 1 plan, Delta Dental PPO, the renewal premium would be the same as the current fiscal year, and the benefits would be better. Motion by Huseman, second by Merten, to renew the **Delta Dental** contract, with Alternate 1, Delta Dental PPO, with no increase to the premium over FY'16. Carried.

Drainage Attorney Gary Armstrong was present for his appointment, Motion by Ringgenberg, second by Altena, to go into **closed session** under Chapter 21.5(1)(c) of the 2015 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Altena, Arends, Huseman, Merten, Ringgenberg. Motion carried.

Motion by Altena, second by Huseman, to go out of **closed session** at 11:17 a.m. Carried.

Payroll Deputy Leigh Madsen reviewed the information on the two companies that could perform the wellness assessments and biometric screening for the County Health plan. Motion by Merten, second by Ringgenberg, to select Rock Valley Physical Therapy as the company to

perform the **wellness assessments and biometric screening** for the County's health plan, and provide counseling services. Carried.

There being no further business, motion by Altena, second by Huseman, to adjourn the meeting at 12:10 p.m. until Monday, January 4, at 8:30 a.m. for a special session and organizational meeting. Carried.

Susan Lloyd, Auditor

Dale Arends, Chairperson

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BUENA VISTA COUNTY

OCTOBER – DECEMBER 2015

CLAIMS LISTING

A & A AUTOMOTIVE 180.59; A & M LAUNDRY, SERVICES INC 50.00; ACCURATE CONTROLS INC 10,970.41; ADVANCED SYSTEMS, INC 518.00; ADVANCED SYSTEMS, INC. 563.27; AFLAC 2,066.26; AG PARTNERS LLC 40.75; ALBERT CITY, CITY OF 78.00; ALLEN, PAUL A 589.26; ALLIANT ENERGY 6,045.15; ALPHA WIRELESS COMMUNICATIONS 100.00; ALTA MUNICIPAL UTILITIES 308.03; APCO INTERNATIONAL INC 575.00; ARMSTRONG, CAROLYN 237.01; ARNOLD MOTOR SUPPLY 346.96; ARNOLD MOTOR SUPPLY 53.73; ARONSON PLUMBING & HEATING 58.00; AUDUBON COUNTY SHERIFF 25.17; AURELIA COMMUNITY SCHOOL 195.00; AUTO TRUCK GROUP 560.00; B & R ROOFING AND CONSTRUCTION 1,150.00; B & W CONTROL SPECIALISTS 13,603.50; B V COUNTY HEALTH DEPT 12,114.76; BAILEY, DAN 200.00; BANKCARD SERVICES 4,378.52; BENNETT, ASHLEY 1,024.48; BOGUE, PAMELA 122.52; BOLTON & MENK, INC 5,382.50; BOMGAARS 1,226.90; BRICK GENTRY PC 2,433.00; BRINGLE, LISA 600.05; BRUNER, BRUNER, REINHART, 96.00; BUENA VISTA CEMETERY 1,422.00; BUENA VISTA CO AUDITOR 17,485.00; BUENA VISTA CO EMS ASSOCIATION 2,000.00; BUENA VISTA CO TREASURER 13,026.00; BUENA VISTA CO. SHERIFF 714.88; BUENA VISTA COUNTY 3,695.51; BUENA VISTA COUNTY EMA 137.50; BUENA VISTA COUNTY JOURNAL 446.14; BUENA VISTA REG MEDICAL CENTER 1,345.20; BUILDERS SHARPENING & SERVICE 703.57; BUSKE, RON 175.47; BV CO EMPLOYEE HEALTH FUND 117,929.90; BV CO EMPLOYEE HEALTH FUND 6,318.44; BV CO EMPLOYEE HEALTH FUND 2,622.40; BV CO EMPLOYEE HEALTH FUND 6,519.70; BV COUNTY CASE MANAGEMENT 37,641.93; BV STATIONERY & PRINTING 1,288.97; CAASA 1,425.00; CALHOUN COUNTY AUDITOR 3,033.68; CALHOUN COUNTY PUBLIC HEALTH 9,722.53; CALHOUN COUNTY SHERIFF DEPT 430.90; CARNINE, KIM 62.38; CARPENTER UNIFORM COMPANY 109.90; CARROLL COUNTY AUDITOR 1,259.49; CARROLL COUNTY SHERIFF 96.00; CASE MANAGEMENT & 330.00; CASEY'S GENERAL STORES 46.46; CCP INDUSTRIES INC 1,130.50; CDW GOVERNMENT INC 2,447.86; CENTURY LINK 1,242.89; CENTURY LINK 28.06; CHEMCO, INC. 237.21; CHEROKEE COUNTY SHERIFF 933.64; CHEROKEE COUNTY WORK SERVICES, (CCWS) 5,152.21; CHICAGO CENTRAL AND PACIFIC 3,963.56; CHILDRENS IMAGINATION STATION 2,570.00; CHRISTIAN HOME ASSOCIATION 1,202.40; CIRCLE K 154.50; COLLECTION SERVICES CENTER 1,451.96; COMMUNITY BROADCASTING INC, FINANCE DEPARTMENT 687.39; COOGAN, MELINDA 86.67; COOK, CINDY S. 49.50; COUNSEL 1,839.97; COUNTRY CARE CENTER CORP 1,590.00; CRAWFORD COUNTY HOME HEALTH & 25,110.59; CRAWFORD COUNTY SHERIFF 203.54; CRESCENT ELECTRIC SUPPLY CO. 177.92; CRILLY, KAREN 124.12; CRIPPIN, DAVID 150.00; CROKER, KATHRYN 427.61; CULLIGAN 182.85; DD #133 JT 1,797.00; DELTA DENTAL PLAN OF IOWA 13,965.32; DEYTA LLC 90.00; DICKINSON, MACKAMAN, TYLER & 7,497.00; DIRKS, LYNN 200.00; DURIEZ SAENGCHANPHENG, STEPHANIE 482.04; EBERSOLE, GREG L 274.91; EDWARDS 20,325.48; ELBERT, SHERIE 830.21; ELECTRICAL ENGINEERING & EQUIP 405.00; ELECTRONIC ENGINEERING 39.90; ELLINGSON, DEAN K 95.25; EMC - ELECTRIC MATERIALS CO. 222.30; EMMET COUNTY SHERIFF OFFICE 19.50; FAMILY RESOURCE CENTER 4,097.11; FAREWAY STORE 324.98; FASTENAL COMPANY 3.00; FELD FIRE 132.50; FIBELSTAD, MARIE 169.40; FILTER CARE OF NEBRASKA 413.20; FIRE PROOF PLUS INC 120.75; FIRST COOPERATIVE ASSOCIATION 623.36; FORCE AMERICA 1.56; FORT DEARBORN LIFE INSURANC CO 178.70; FRATZKE & JENSEN FUNERAL HOMES 1,400.00; FRONTIER 309.00; GALBRAITH, LOUISE 510.56; GARBAGE HAULING SERVICE 440.00; GE CAPITAL 499.92; GENESIS DEVELOPMENT 9,497.42; GRAHAM TIRE CO 766.24; GREAT AMERICA FINANCIAL SVCS 99.98; GRITTEN, JANET 103.26; GROUP SERVICES INC 19,845.60; GROWS GARBAGE SERVICE 440.00; GRP & ASSOCIATES 87.00; GULL WING INDUSTRIES INC 120.00; HEALTHCAREFIRST, %WELLS FARGO 1,085.16; HEARTLAND ASPHALT INC 846.70; HENRY M ADKINS & SON, INC. 146.67; HOBART SALES AND SERVICES 713.71; HOMECARE OPTIONS, INC. 888.06; HOWARD CENTER INC 376.54; HULTGREN IMPLEMENT CO 55.64; HUNZELMAN PUTZIER & CO 20,935.00; HUSEMAN, THOMAS 444.87; HY-VEE INC 1,834.37; HY-VEE PHARMACY 114.00; I & S GROUP INC 31,169.68; IACBE BOB ETZEL TREASURER, TAMA CO. CONSERVATION 205.00; IDA COUNTY AUDITOR 30.76; IDA COUNTY SHERIFF 15.00; IDA SERVICES INC 4,611.64; IDALS 15.00; IMAGETEK INC 37.50; IMMANUEL LUTHERAN PRE SCHOOL 795.00; ING LIFE INS & ANNUITIES 13.00; INSTITUTE OF IOWA 25.00; INTERSTATE BATTERY SYSTEM 309.90; IOWA COUNTY

ATTORNEYS ASSN, (ICAA) 1,300.00; IOWA DIVISION OF LABOR SERVICE 120.00; IOWA DOT 375.00; IOWA DRAINAGE DIST ASSOC 100.00; IOWA EMERGENCY MGMT ASSN 150.00; IOWA GOOD ROADS ASSOC 95.00; IOWA HOIST & CRANE INC 967.00; IOWA LAKES ELECTRIC COOP 395.84; IOWA LAKES REGIONAL WATER 528.62; IOWA LAW ENFORCEMENT ACADEMY, ILEA 710.00; IOWA PRISON INDUSTRIES 69.50; IOWA STATE ASSOC OF COUNTIES 390.00; IOWA STATE SHERIFFS & DEPUTIES 600.00; IOWA WORKFORCE DEVELOPMENT 175.00; IPERS 75,723.17; IPERS, ASSESSOR'S OFFICE 2,834.61; ISAC 147.40; I-STATE TRUCK CENTER 40.32; J.R. JIM HOWE SEPTIC SERVICE 900.00; JACKS UNIFORMS & EQUIPMENT 48.94; JACOBSON SUPPLY, LLC 1,992.80; JANITORS CLOSET LTD 329.50; JOHNSON, GREGORY 20.00; JOHNSTON AUTOSTORES 44.38; JULIUS CLEANERS 215.95; KARL CHEVROLET 2,670.28; KARR LLC 74.99; KESTEL, JEFF 86.67; KIDS WORLD INC 983.15; KIMBALL-MIDWEST 815.72; KIRKHOLM, MARK 83.46; KOSTER, ANNETTE 511.00; KRUEGER SURVEYING, P.C. 850.00; LARSON OIL & DISTRIBUTING 1,794.73; LAURENS PLUMBING SERVICES, INC 127.99; LIBERTY NATIONAL LIFE INS CO 1,917.80; LIBERTY TIRE RECYCLING, LLC 698.31; LINN GROVE, CITY OF 82.40; LLOYD, SUSAN 267.49; LMG PROPERTIES LLC 200.00; LOCKWOOD, DARYLA 50.29; LUNDELL CONSTRUCTION CO INC 520.00; M.S. DOOR SERVICES LTD 823.90; MACK HANSEN GADD ARMSTRONG & B 210.00; MAIL SERVICES LLC 1,444.52; MALLARD VIEW INC 2,654.19; MANGOLD ENVIRON TESTING INC 176.25; MARATHON, CITY OF 123.74; MARCO INC 386.34; MARCO INC. NW 7128 190.97; MARI H TURK, CSR,RPR,CRR 107.70; MARTIN MARIETTA MATERIALS 1,374.38; MARTINS FLAG CO 167.58; MASON, MONA 3.75; MASSMUTUAL 100.00; MAYER, LEISA 36.80; MEEVES, DENISE 34.12; MENARDS - SPENCER 620.88; MENTAL HEALTH INSTITUTE 222.16; MENTZER, DAWN 264.51; MERTEN, PAUL 382.59; MEYER, RICK 51.36; MID AMERICAN ENERGY 7,342.18; MID SIOUX OPPORTUNITY INC 4,960.12; MID-STEP SERVICES INC 419.73; MIDWESTERN MECHANICAL INC 1,308.27; MILLER CONSTRUCTION 6,322.98; MILLER, MILLER, MILLER P.C. 304.00; MONOPRICE, INC. 11.42; MURPHY TRACTOR & EQUIPMENT CO 282.88; NATIONWIDE RETIREMENT SOLUTION 364.00; NEW HOPE VILLAGE 4,477.50; NEWELL, CITY OF 257.48; NIGHT OWL SUPPORT SYSTEM LLC 425.00; NOLL, RICHARD 200.00; NORRIS, ASHLYN 40.17; NORTH LAKE TRUCK REPAIR 449.22; NORTHERN LIGHTS FOODSERVICE 692.67; NW IA PLANNING & DEV COM 4,095.00; NW IA YOUTH EMERGENCY SERVICES 8,729.50; O'BANNON, SHARI 318.20; O'BRIEN COUNTY SHERIFF 67.00; ODEBOLT ARTHUR COMM SCHOOL 126.67; OHIO NATIONAL 1,025.00; OLSEN WELDING & MACHINE 110.16; OPEN ARMS PRESCHOOL 4,335.00; O'REILLY AUTOMOTIVE INC 14.24; OWEN G DUNN CO 27.68; PATTON, DAVID W 4,780.72; PILOT TRIBUNE 978.59; PITNEY BOWES 947.13; PITNEY BOWES RESERVE ACCOUNT 11,493.12; PLAINS AREA MENTAL HEALTH INC 4,325.00; POCAHONTAS CO SHERIFF 16.50; POLAR SPRAY FOAM 4,206.16; POLK COUNTY SHERIFF'S OFFICE 51.90; POSTMASTER 395.85; POWER SOLUTIONS 4,050.11; PRIORITY DISPATCH CORPORATION 147.00; PRO ELECT 2,813.56; QUILL CORPORATION 454.88; R & D INDUSTRIES INC 10.00; REBNORD TECHNOLOGIES INC 2,449.90; REESE, DARWIN 96.26; REGENNITTER, JACQUELINE 54.58; REGIONAL TRANSIT AUTHORITY, RIDES 100.00; REIMER, LOHMAN, & REITZ 102.00; REMBRANDT, CITY OF 987.19; ROWEKAMP 400.00; RUST'S WESTERN SHED 20.00; SAC COUNTY SHERIFF 1,264.95; SCHIEFFER, JUSTIN 400.00; SCHULTE LAW FIRM 247.20; SCHULTZ, TAMMI 320.47; SECRETARY OF STATE 30.00; SECURITY TRUST 13,713.84; SECURITY TRUST &, SAVINGS BANK 58,637.00; SECURITY TRUST &, SAVINGS BANK 50,705.56; SEILER PLUMBING HEATING INC 39,750.00; SHREFFLER, LAWRENCE 5,280.00; SHRIVER, BRIANNA 340.30; SIOUX LUMBER 41.32; SIOUX RAPIDS, CITY OF 145.61; SIOUXLAND MENTAL HEALTH CENTER 1,140.00; SKOG, CASSANDRA 35.31; SMITH, TIFFANY 177.62;

SPEERS, TIM 286.70; SPORTS REHABILITATION & 2,468.51; ST MARYS SCHOOL 6,812.00; STA-MEL ENTERPRISES INC 1,727.34; STAPLES CREDIT PLAN 48.37; STAR ENERGY LLC 29,061.37; STAR LEASING 188.93; STAR LEASING 210.00; STERLING SOLUTIONS INC 700.00; STORM CITY AUTO PARTS 301.15; STORM LAKE ACE HARDWARE 308.69; STORM LAKE HYDRAULICS 147.86; STORM LAKE TIMES 895.50; STORM LAKE, CITY OF 1,550.94; STRUSS, KATHRYN 24.42; TEA WITH LILLIAN 138.03; THE PRIDE GROUP, INC. 3,985.20; THE SIDWELL COMPANY 1,985.00; TREASURER STATE OF IOWA 29,116.65; TREASURER STATE OF IOWA 846.00; TREASURER, STATE OF IOWA 140.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 19,644.00; TREAT AMERICA 1,288.70; TRI-STATE EMERG MGMT ASSN 10.00; TYLER TECHNOLOGIES, INC. 62.50; UNION COUNTY SHERIFF 17.00; UNITYPOINT CLINIC 185.00; UNITYPOINT HEALTH, TRIMARK PHYSICIAN GROUP 313.00; UPPER DES MOINES 4,500.00; US CELLULAR 854.33; US CELLULAR 15.66; VAN HOOSER, CAROL 78.65; VAN HOUTEN, TYLER 68.61; VAN METER INC. 682.37; VAST BROADBAND 9,658.70; VERIZON WIRELESS 1,558.25; VERIZON WIRELESS 60.00; VERNON COMPANY 242.68; VETTER EQUIPMENT CO 96.51; VISA 5,517.98; VISION CARE ASSOCIATES 383.00; VISION CARE DIRECT 2,761.78; VOYA 1,200.00; WALMART COMMUNITY 74.87; WALMART COMMUNITY/GEMB 387.99; WASHINGTON NATIONAL INS CO 147.20; WEBSTER COUNTY SHERIFF 263.56; WEDE'S LOCK SERVICE 15.00; WEE CARE PRESCHOOL 180.00; WELLMARK BLUE CROSS & BLUE SHI 112,059.30; WESCO INDUSTRIES INC 3,075.12; WEST PAYMENT CENTER 3,795.90; WEX BANK WRIGHT EXPRESS FSC 3,857.86; WILKINSON, BRET 30.75; WINDSTREAM 593.18; WINDSTREAM COMMUNICATIONS, ATTN:CABS 205.78; WISCHMEYER, JIM 40.66; WITTMACK, ILEEN 6.60; WOODBURY CO SHERIFF 72.81; XEROX CORPORATION 27.58; ZEE MEDICAL INC 196.10; ZIEGLER INC 6,156.98.

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CORRECTED 2015 Buena Vista County Wages

Abbas, April 61,867.14; Ahrendsen, Karla 21,352.98; Allen, Paul 57,856.78; Allerdings, Andrew 28,919.93; Altena, Donald 29,616.07; Anderson, Ardyce 52.50; Anderson, Jeffry 60.00; Anderson, Justin 51,902.56; Anderson, Merlyn 25.00; Anderson, Todd 6,923.00; Anderson, Travis 65,956.33; Arends, Dale 30,616.05; Arends, Reva 437.00; Armstrong, Carolyn 36,071.85; Assmann, Dean 75.00; Assmann, Jean 41,394.34; Austin, Brandy 21,554.34; Baier, Bruce 35.00; Bailey, Daniel 53,690.83; Baker, Patricia 346.00; Banuelos, Sonia 29,719.91; Barahona, Raquel 27,815.15; Barrett, Connie 174.28; Barritt, Aimee 43,734.48; Bartley, Josefina 41,096.16; Bengtson, Tracy 50.00; Bennett, Ashley 51,223.86; Black, James 60.00; Blasdel, Myrtle 114.00; Bodholdt, Judith 373.50; Boell, Sara 1,335.15; Boelter, Gene 131.75; Boelter, Victoria 377.75; Bogue, Pamela 64,239.00; Bolte, Mary 46,883.88; Botcher, Steven 52,109.83; Bowles, Jessica 29,694.12; Bravo, Gerardo 860.43; Briley, Kimberly 46,345.65; Brostad, Matthew 41,225.47; Buchholz, Sharon 7,260.76; Buske, Ronald 53,583.08; Buss, Jon 36,933.33; Butler, Jason 8,487.30; Cameron, Emily 49,944.43; Carnine, Kim 59,855.00; Cavanaugh, Timothy 55,596.29; Chase, Eric 43,432.04; Chilton, Renae 300.72; Clausen, Debra 120.00; Cole, Mary 80.75; Cords, Vance 37,045.82; Cougill, Sheila 44,295.70; Crilly, Karen 46,994.50; Croker, Kathryn 70,259.05; Danielson, Lloyd 40.00; Danielson, Robert 70,048.80; Demuth, Marty 68,422.93; Dirks, Lynn 51,803.77; Donahoo, Wanda 162.00; Dowdy, Edward 52,998.79; Driver, Phillip 40.00; Drzycimski, Brian 35.00; Duriez Saengchanpheng, Stephanie 20,077.12; Eades, Charles 44,457.67; Ebersole, Greg 5,795.00; Ehlers, Daniel 90.00; Elbert, Sherie 57,212.06; Eldred, Christian 12,681.18; Eliason, James 1.00; Elston, Kory 77,687.97; Ericksen, Randall 360.75; Erickson, Larry 25.00; Evans, Kay 25,996.30; Fairchild, Patty 3,403.26; Fassler, Matthew 52,084.68; Fastenow, Jason 35.00; Fastenow, Peggy 251.00; Fitchett, Jolene 37,729.45; Foell, James 20.00; Frederiksen, Ferne 111.88; Fudge, Roxana 232.00; Galvin, Terrill 51,660.42; Garcia Rubio, Hesduardo 211.99; Gatzemeyer, Alicia 42,897.42; Gebers, Allyson 33,167.90; Goebel, Jennifer 42,756.71; Gonzalez, Tara 48,023.62; Graesing, Judediah 49,500.45; Gritten, Janet 34,846.09; Gutz, Dennis 45.00; Gutz, Norlin 6,269.25; Haberman, Danelle 34,262.98; Haldin, Steven 39,018.89; Halverson, Brenda 114.00; Hammen, Steven 51,337.52; Hammen, Susan 45,822.95; Hansen, Heidi 43,351.85; Harrington, Nicki 396.00; Hartje, Robert 25.00; Hayes, Jason 33,837.73; Hays, Eileen 1.00; Hemmingsen, Jennifer 36,447.87; Henkel, Sharon 40,567.14; Henrich, Barbara 14,207.30; Herrig, Mark 20.00; Heuton, Timothy 35.00; Hilsabeck, William 855.01; Hoferman, Margie 228.00; Hogrefe, Barbara 42,648.48; Holliday, Dennis 51,916.57; Hornor, Duane 130.00; Hornor, Kyle 40.00; Hotovec, Richard 52,628.87; Hoyt, Sandra 45,548.57; Hulsebus, Joan 136.00; Hunter, Donna 237.50; Huntington, Glen 442.56; Huntington, Shirley 230.00; Huseman, Thomas 29,375.97; Hutchins, Danuta 1.00; Imming, Matthew 5,704.50; Ites, Jon 62,702.77; Jackson, Donald 20.00; Jacobs, Preston 67,495.96; Jesse, Debra 114.00; Jessen, Audrey 9,592.38; Johnson, Amy 9,668.51; Johnson, Curtis 51,806.69; Johnson, Gregory 35,218.32; Johnson, Kimberly 55,627.93; Johnson sr, Aaron 1.00; Kennedy, Mary-Elinor 114.00; Kier, Jan 253.50; Kirsch, Bruce 42,928.60; Kollbaum, Patricia 114.00; Kolpin, Jeri 21,806.76; Konradi, Kristina 35,609.91; Koster, Annette 46,514.74; Kracht, Toni 370.50; Kruse, Colleen 228.00; Kruse, Jon 114.00; Kuhn, Henry 364.13; Kuhn, Sandra 255.00; Larsen, Kristine 46,533.71; Laursen, Karl 35.00; Lehr, Rebecca 405.60; Leimer, Lois 138.00; Lewis, Connie 240.00; Lindgren, Dorothy 375.00; Lloyd, Susan 58,031.07; Lockwood, Daryla 29,063.19; Loving, Mavis 114.00; Lucht, Larry 60.00; Lullmann, Kevin 54,203.22; Mack, Scott 51,462.13; Madsen, Edwin 25.00; Madsen, Leigh 47,485.38; Madsen, Ronald 25.00; Magnussen, Janet 249.00; Maloy, Daniel 6,769.10; Mangold, Rhonda 114.00; Mann, Tara 19,505.92; Marshall, Connie 132.00; Martin, Joan 47,721.86; Mason, Mona 31,173.77; Mattson, Linda 102.50; Mc broom, James 2,044.89; McCarthy, Matthew 65.00; McConkey, Sharon 115.00; Mc gowan, Bruce 66,658.47; Mentzer, Dawn 86,575.11; Merten, David 25.00; Merten, Paul 29,615.96; Meusburger, Jessie 115.00; Michael, Brett 4,676.98; Miller, Douglas 45.00; Miller, Jean 440.00; Molina, Alex

24,421.83; Molina, Arminda 23,098.03; Morgan, Danette 13,111.57; Morse, Jennifer 39,632.48; Movall, Barbara 143.00; Movall, Wanette 396.50; Neary, Sandra 114.00; Nehring, Karen 229.00; Nelson, Bernard 120.00; Nelson, Jacob 11,724.76; Nelson, John 40.00; Nguyen, Daniel 30,626.06; Nichols, Salli 114.00; Nieland, Adam 63,024.57; Noble, Bradley 48,505.80; Noble, Jackie 38,477.58; Noll, Richard 53,026.23; Norgaard, David 1,254.00; Norris, Ashlyn 23,147.52; Northrup, Carol 137.00; O'Bannon, Shari 57,773.00; Olney, Joan 60.00; Otto, Garland 896.50; Overmohle, Michael 53,447.78; Patterson, Kent 30.00; Patton, David 71,736.00; Patton, David 5,264.75; Paulsen, Nancy 26,034.63; Paulsen, Ruth 364.00; Peck, Madison 4,034.06; Pedersen, Doreen 50,492.43; Peterson, James 40.00; Peterson, Janet 364.00; Peterson, Judith 366.38; Pishek, Donna 366.00; Plagman, Charlene 109.25; Ploeger, David 42,867.47; Puckett, Barbara 345.00; Pyle, Mindy 39,012.07; Rassler, Rebecca 257.50; Reckamp, Cindy 29,822.75; Reckamp, Ronald 55,553.27; Reese, Darwin 37,799.95; Regennitter, Jacqueline 50,962.13; Rehnstrom, Craig 52.50; Rehnstrom, Mary 364.00; Rice, Monica 2.00; Rice, Richard 70.00; Richardson, Bruce 160.00; Richter, Randall 235.00; Ricklefs, Linda 506.39; Ringgenberg, Rhonda 29,616.07; Robbins, Charles 4,197.79; Roberts, James 200.00; Robinson, Daniel 320.00; Rodriguez, Ana 17,313.94; Ronk, Ashley 17,440.32; Rosene, Karen 114.00; Ryherd, Charles 55.00; Sankey, William 64,124.05; Saunders, Tony 55,016.39; Schau, Andrea 228.00; Schettler, Frances 229.00; Schultz, Tammi 17,317.66; Sefcik, Matthew 1,206.00; Seward, Cynthia 46,311.55; Sexton, Michael 56,082.74; Sharkey, Brandi 1,821.76; Shriver, Brianna 54,069.06; Sievers, Alyson 47,068.71; Simons, Douglas 180.00; Skelton, Kristin 116.38; Skog, Cassandra 45,845.32; Smith, Stacey 57,021.68; Smith, Tiffany 33,769.77; Sorenson, Gayla 1.00; Speers, Joseph 69,004.11; Speers, Matthew 6,646.78; Speers, Timothy 7,385.50; Sprick, Mary 247.00; Stacy, Karen 114.00; Stange, John 37,991.36; Stauber, Linda 364.00; Stief, Jacqueline 39.46; Stone, Bruce 25.00; Strait, Shirley 115.88; Strand, David 53,356.65; Struss, Kathryn 35,587.66; Sweeney, Sandra 10,080.45; Tello, Araseli 2,082.89; Temple, James 52,734.99; Thompson, Kari 2,400.06; Tilk, Randy 349.96; Tilk, Violet 114.00; Tirevold, Natalie 250.00; Tutt, Valeria 234.00; VanHooser, Carol 46,560.57; VanHooser, Mark 66,888.03; VanHouten, Morgan 29,060.84; VanHouten, Rashel 38,100.65; VanHouten, Tyler 59,330.89; Vennink, Dana 51,732.99; Warkentin, Luke 51,820.45; Warkentin, Ralph 40.00; Wedeking, Martin 240.00; Weiland, Mary 48,241.99; Wellington, Nancy 114.00; White, Linda 37,677.17; White, Ronald 52,411.94; Wilkinson, Bret 62,966.48; Wilson, Raymond 7,197.13; Witt, Jennifer 34,782.39; Young, Nathan 8,080.67; Zabloudil, Linda 41,125.12; Zwemke, Loree 8,733.53

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