

**BOARD OF SUPERVISORS MEETING
TWENTY-SECOND MEETING, 2021 SESSION (22)
MAY 11, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 11, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman, Altena, Merten, and Ringgenberg and with Deputy Auditor Sharon Henkel 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Huseman, to amend today's agenda, adding an action item to have Board chairman sign **certificate for Dr. Crippin for 31 years of service** as Buena Vista County Medical Examiner. Ayes: Huseman, Altena, Ringgenberg, Snyder. Nays: Merten. Motion Carried.

Secondary Road Report: Crews are busy crack sealing roads on the west side of the county, building driveways, fixing tile, doing more shouldering. Engineer Bret Wilkinson informed the board that this past Wednesday they got 2 new trucks from Minnesota. They will probably be taking sealed bids on the 2 Sterling trucks. He plans to bring the contract next week for center line and shoulder line painting, except roads paved in the last 7 years. Mower operators are going to begin mowing road shoulders on hard surfaces around May 24. Conservation weed dept is spraying shoulders for them. Wilkinson brought up the Massop Property south of the lake and stated that he would like to know who is going to own and maintain the roads.

Recorder Curt Reis presented his deputy appointment and salary recommendation to the Board. Motion by Ringgenberg, second by Altena, to concur with the **Recorder's appointment** of Jo Fitchett to 1st Deputy, and to approve her salary at 85% of the Recorder's, effective May 3, 2021. Carried.

Drainage Engineer Brian Blomme discussed information that he received regarding the common outlet proceedings for **Jt. DD #22 BV, Clay, Palo Alto**. In June of 2014 a large rainstorm caused damage to the open ditch facility of DD #84 Palo Alto, which is the downstream facility to the natural creek outlet of Rush Lake. Jt DD #22 outlets to a short natural creek which then outlets to Rush Lake. It is this connection which led to DD #84 creating a common outlet agreement with Jt DD #22 and other districts which outlet to Rush Lake. A reclassification began in 2018, and will include this common outlet agreement in which Jt DD #22 will help pay for maintenance and repair of DD #84. Engineer Blomme is of the opinion Rush Lake acts as a large detention area for the drainage flows from Jt DD #22, and the lands should receive a ponding factor benefit and a reduction in their assessments. It has been requested of the Engineers for DD #84 Palo Alto (BMI, Inc) to provide reclassification information for review, and provide further information about the calculations as it becomes available.

Bldg/Grounds Supt. Joe Keller informed the Board of some **evergreen trees** on the Courthouse lawn that are diseased due to winter desiccation and may need to be removed. Keller would like to replace the trees. Board asked if we really need to even replace the tree that is in the worse condition at all. Keller will give that tree a while longer with hopes of it improving.

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Randy Nielsen in Section 26 Coon Township. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign Resolution #2021-05-11-A Minor S/D for Randy Nielsen in Section 26 Coon Township. Carried.

RESOLUTION 2021-05-11-A

WHEREAS Randal L. Nielsen, has presented has presented a Warranty Deed on the following described property:

THE WEST TWO HUNDRED TWELVE FEET (W 212') OF THE SOUTH TWO HUNDRED EIGHTY FEET (S 280') OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION TWENTY-SIX (26), TOWNSHIP NINETY-ONE (91) NORTH, RANGE THIRTY-FIVE - (35) WEST OF THE FIFTH P.M., BUENA VISTA COUNTY, IOWA.

WHEREAS, the Warranty Deed 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:

THE WEST TWO HUNDRED TWELVE FEET (W 212') OF THE SOUTH TWO HUNDRED EIGHTY FEET (S 280') OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION TWENTY-SIX (26), TOWNSHIP NINETY-ONE (91) NORTH, RANGE THIRTY-FIVE - (35) WEST OF THE FIFTH P.M., BUENA VISTA COUNTY, IOWA, is hereby accepted subject to the following if any: None

PASSED, APPROVED AND ADOPTED this 11th day of May, 2021.

/s/ Kelly Snyder , Chairman Board of Supervisors..... /s/ Sharon Henkel, Deputy Auditor

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for S & A Properties LLC (Scott Haldin) in Section 6 Lee Township. Motion by Huseman, second by Merten, to approve and authorize the Chair to sign Resolution #2021-05-11-B Minor S/D for S & A Properties LLC (Scott Haldin) in Section 6 Lee Township. Carried.

RESOLUTION 2021-05-11-B

WHEREAS S & A Properties, LLC has presented has presented preliminary and final plats (of survey) on the following described property:

Parcel "F" Legal Description

Part of the Southeast Quarter of Section 6, Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa, also being Part of Lot 10 and Lot 15 of the Auditor's Subdivision of the South Half of the Southeast Quarter of Section 6, Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa, described as follows: Commencing at the Southwest corner of said Southeast Quarter also being the Southwest corner of said Auditor' subdivision of the South Half of the Southeast Quarter of Section 6 -93-36; thence North 1° 24' 06 East 1413.16 feet along the West line of the Southeast Quarter and the West line of said Auditor's Subdivision to the centerline of the former Chicago and Northwestern railroad right-of-way also being the Point of Beginning; thence continuing North 1° 24' 06" East 240.14 feet along said West line of the

Southeast Quarter to a capped rebar Iowa License # 23532; thence continuing North 1° 24' 06" East 99 feet more or less along said West line to the center channel of the Little Sioux River; thence South 52° 41' East 128 feet more or less along said channel; thence South 67° 49' East 236 feet more or less along said channel; North 58° 15' East 204 feet more or less along said channel; thence North 34° 55' East 229 feet more or less along said channel; thence North 72° 20' East 221 feet more or less along said channel; thence South 50° 24' East 231 feet more or less along said channel; thence South 23° 00' East 335 feet more or less along said channel; thence South 34° 24' East 514 feet more or less along said channel; thence South 30° 01' East 273 feet more or less along said channel; thence South 40° 10' East 553 feet more or less along said channel; thence South 26° 00' East 312 feet more or less along said channel; thence South 14° 59' East 175 feet more or less along said channel to a point on the South line of said Southeast Quarter, said Point being South 88° 53' 53" East 91 feet more or less of a capped rebar Iowa License 23532; thence North 88° 53' 53" West 91 feet more or less along said South line to said capped rebar; thence continuing North 88° 53' 53" West 80.00 feet along said South line to said centerline of the former Chicago and Northwestern railroad right-of-way; thence Northwesterly 405.15 feet along said centerline along a 1432.39 feet radius curve concave Southwesterly and having a long chord bearing North 23° 22' 56" West 403.80 feet; thence Northwesterly tangent to said preceding course 640.00 feet along said centerline along a 2864.79 feet radius curve concave Southwesterly and having a long chord bearing North 37° 53' 07" West 638.67 feet; thence Northwesterly tangent to said preceding course 1550.85 feet along said centerline along a 1909.86 feet radius curve concave Southwesterly and having a long chord bearing North 67° 32' 53" West 1508.59 feet to the Point of Beginning, containing 18.26 acres.

WHEREAS, the final plats 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:

Parcel "F" Legal Description

Part of the Southeast Quarter of Section 6, Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa, also being Part of Lot 10 and Lot 15 of the Auditor's Subdivision of the South Half of the Southeast Quarter of Section 6, Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa, described as follows: Commencing at the Southwest corner of said Southeast Quarter also being the Southwest corner of said Auditor' subdivision of the South Half of the Southeast Quarter of Section 6 -93-36; thence North 1° 24' 06" East 1413.16 feet along the West line of the Southeast Quarter and the West line of said Auditor's Subdivision to the centerline of the former Chicago and Northwestern railroad right-of-way also being the Point of Beginning; thence continuing North 1° 24' 06" East 240.14 feet along said West line of the Southeast Quarter to a capped rebar Iowa License # 23532; thence continuing North 1° 24' 06" East 99 feet more or less along said West line to the center channel of the Little Sioux River; thence South 52° 41' East 128 feet more or less along said channel; thence South 67° 49' East 236 feet more or less along said channel; North 58° 15' East 204 feet more or less along said channel; thence North 34° 55' East 229 feet more or less along said channel; thence North 72° 20' East 221 feet more or less along said channel; thence South 50° 24' East 231 feet more or less along said channel; thence South 23° 00' East 335 feet more or less along said channel; thence South 34° 24' East 514 feet more or less along said channel; thence South 30° 01' East 273 feet more or less along said channel; thence South 40° 10' East 553 feet more or less along said channel; thence South 26° 00' East 312 feet more or less along said channel; thence South

14° 59' East 175 feet more or less along said channel to a point on the South line of said Southeast Quarter, said Point being South 88° 53'53" East 91 feet more or less of a capped rebar Iowa License 23532; thence North 88° 53'53" West 91 feet more or less along said South line to said capped rebar; thence continuing North 88° 53' 53" West 80.00 feet along said South line to said centerline of the former Chicago and Northwestern railroad right-of-way; thence Northwesterly 405.15 feet along said centerline along a 1432.39 feet radius curve concave Southwesterly and having a long chord bearing North 23° 22' 56" West 403.80 feet; thence Northwesterly tangent to said preceding course 640.00 feet along said centerline along a 2864.79 feet radius curve concave Southwesterly and having a long chord bearing North 37° 53' 07" West 638.67 feet; thence Northwesterly tangent to said preceding course 1550.85 feet along said centerline along a 1909.86 feet radius curve concave Southwesterly and having a long chord bearing North 67° 32'53" West 1508.59 feet to the Point of Beginning, containing 18.26 acres.

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:

Parcel "F" Legal Description

Part of the Southeast Quarter of Section 6, Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa, also being Part of Lot 10 and Lot 15 of the Auditor's Subdivision of the South Half of the Southeast Quarter of Section 6, Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa, described as follows: Commencing at the Southwest corner of said Southeast Quarter also being the Southwest corner of said Auditor' subdivision of the South Half of the Southeast Quarter of Section 6 -93-36; thence North 1° 24' 06 East 1413.16 feet along the West line of the Southeast Quarter and the West line of said Auditor's Subdivision to the centerline of the former Chicago and Northwestern railroad right-of-way also being the Point of Beginning; thence continuing North 1° 24' 06" East 240.14 feet along said West line of the Southeast Quarter to a capped rebar Iowa License # 23532; thence continuing North 1° 24' 06 East 99 feet more or less along said West line to the center channel of the Little Sioux River; thence South 52° 41' East 128 feet more or less along said channel; thence South 67° 49' East 236 feet more or less along said channel; North 58° 15' East 204 feet more or less along said channel; thence North 34° 55' East 229 feet more or less along said channel; thence North 72° 20' East 221 feet more or less along said channel; thence South 50° 24' East 231 feet more or less along said channel; thence South 23° 00' East 335 feet more or less along said channel; thence South 34° 24' East 514 feet more or less along said channel; thence South 30° 01' East 273 feet more or less along said channel; thence South 40°10 East 553 feet more or less along said channel; thence South 26° 00' East 312 feet more or less along said channel; thence South 14° 59' East 175 feet more or less along said channel to a point on the South line of said Southeast Quarter, said Point being South 88° 53'53" East 91 feet more or less of a capped rebar Iowa License 23532; thence North 88° 53'53" West 91 feet more or less along said South line to said capped rebar; thence continuing North 88° 53' 53" West 80.00 feet along said South line to said centerline of the former Chicago and Northwestern railroad right-of-way; thence Northwesterly 405.15 feet along said centerline along a 1432.39 feet radius curve concave Southwesterly and having a long chord bearing North 23° 22' 56" West 403.80 feet; thence Northwesterly tangent to said preceding course 640.00 feet along said centerline along a 2864.79 feet radius curve concave Southwesterly and having a long chord bearing North 37° 53' 07" West 638.67 feet; thence Northwesterly tangent to said preceding course 1550.85 feet along said centerline along a 1909.86 feet radius curve concave Southwesterly and having a long chord bearing North 67° 32'53" West 1508.59 feet to the Point of Beginning, containing 18.26 acres.

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

PASSED, APPROVED AND ADOPTED this 11th day of May, 2021.

/s/ Kelly Snyder, Chairman Board of Supervisors..... /s/ Sharon Henkel, Deputy Auditor

Motion by Merten, second by Altena, to approve the minutes of 5/3/21 as corrected, today's claims approval list, stamped drainage warrant register, and the following reports: FY'20 Central IA Juvenile Detention Center Audit Report, April Sheriff's Report of Fees Collected, March Rolling Hills Governance Board meeting minutes. Carried.

Motion by Huseman, second by Ringgenberg, to acknowledge receipt of the FY'20 Central Iowa Juvenile Detention Center Audit Report. Carried.

Motion by Ringgenberg, second by Altena to have Board chairman sign the certificate for Dr. Crippin for 31 years of service as Buena Vista County Medical Examiner. Carried

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 10:27 a.m. until Wednesday, May 12 at 1:30 p.m. for a special session. Carried.