

**BOARD OF SUPERVISORS MEETING  
FIRST MEETING, 2021 SESSION (1)  
JANUARY 4, 2021**

The Buena Vista County Board of Supervisors met for the first meeting of the 2021 session on Monday, January 4, 2021 at 8:30 A.M. in the Boardroom with Chairman Ringgenberg presiding, and the following other members present: Altena, Huseman, Merten, and Snyder, and with Auditor Susan Lloyd as clerk for the meeting.

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

Motion by Snyder, second by Altena, to approve the **minutes** of the 12/29/20 meeting as printed. Ayes—Altena, Huseman, Merten, Ringgenberg, and Snyder. Nays—none. Carried.

Motion by Huseman, second by Merten, to adjourn the **2020 session**. Ayes—Altena, Huseman, Merten, Ringgenberg, and Snyder. Nays—none. Carried.

The first order of business for the 2021 session was election of the Chairman of the Board. Chairman Ringgenberg called for nominations for **Chairman of the Board of Supervisors**. Motion by Merten, second by Huseman, to nominate Snyder as Chairperson of the Board of Supervisors for 2021. The vote on the Chairperson was: Ayes—Altena, Huseman, Merten, Ringgenberg, Snyder. Nays—none. Carried.

The Chair called for **nominations for Vice-Chair**. Motion by Snyder, second by Ringgenberg, to nominate Merten to serve as Vice-Chair. The vote on the Vice-Chair was: Ayes—Altena, Huseman, Ringgenberg, Snyder. Nays--none. Abstention--Merten. Carried.

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 Altena, that **Robert's Rule of Order Revised** (2011) shall govern the proceedings of the Buena Vista County Board of Supervisors, including the use of a second for all motions. Carried.

**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 2021: 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.

**Secondary Road Report:** They have been blading gravel roads, mixing salt and sand as the bins were half empty, making repairs on equipment, and picking up downed trees. Engineer Wilkinson informed the Board that his contract is up 6/30/2021, so a new contract needs to be drawn up. Engineer Wilkinson asked two of the supervisors to meet with the Secondary Road representatives, to discuss their requests. Snyder and Huseman will meet with the Secondary Road representatives on Wednesday morning.

Motion by Ringgenberg, second by Merten, to approve today's **claims approval list**, and the following **reports**: FY'20 GASB 75 Valuation Report. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the **Jt. DD #22** claim for Gary Atherton for mileage reviewing FEMA damages, in the amount of \$120.26. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **Jt. DD #22** claim for Julian Johnson for 11 beavers trapped in the district, in the amount of \$550.00. Carried.

Motion by Merten, second by Ringgenberg, to authorize the Chair to sign the Notice of Appointment of Tom Huseman to serve on the Board of Directors of the **Third Judicial District Department of Correctional Services** for the calendar year 2021. Carried.

### **Matrix Construction Evaluation**

Motion by Rhonda, second by Merten, to approve and to authorize the Chair to sign **Resolution 2021-01-04-A** adopting the matrix construction evaluation process. Carried.

### **RESOLUTION #2021-01-04-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, 2021 and January 31, 2022 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 Department is hereby designated as the contact persons for the county for DNR site investigations for animal confinement building construction applications.

**PASSED AND APPROVED** this 4th day of January, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors..... /s/ Susan K. Lloyd, County Auditor

**Board Appointments**

Motion by Ringgenberg, second by Altena, to appoint the following persons as delegates and representative to the committees, commissions and boards as noted for 2021, and to designate all of the remaining Supervisors as alternates:

Snyder–delegate, Huseman—alternate, to the **Local Emergency Management Commission** (Chapter 29C.9).

Snyder-representative, Huseman—alternate, to the **Region III Local Emergency Planning Council (LEPC)**.

Snyder-representative, Huseman—alternate, 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–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**.

Snyder-County representative to the **Regional Workforce Investment Board**.

Bret Wilkinson, technical representative, Justin Anderson-alternate, to the **Region 3 RPA Transportation Technical Committee**, Merten–Board’s representative, all other board members as alternates, to the **Region 3 RPA Transportation Alternatives Committee**.

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

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

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

Becki Drahota, Don Diehl, and Sara Monroy Huddleston, to the **Judicial Magistrate Appointing Commission** for 6-yr terms expiring 12/31/2026.

Tom Ryherd (12/31/21), Don Diehl (12/31/23), and Dave Patton-appointed by the County Attorney (12/31/25) to the **BV County Civil Service Commission.** (341A.2)

Donnie Skou-representative, to the **Regional Housing Authority** until 12/31/2021.

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

Merten-as the Board representative on the **BV County Coop/COG Planning Committee** (Continuity of Operations).

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

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

Dale Arends-citizen representative to the **NW Iowa Planning and Development Commission.**

Snyder-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): Snyder, Kory Elston, Bruce McGowan (as Bret Wilkinson's designee), Ron Reckamp, Justin Anderson, Lacey Anderson, Joe Keller, Steve Haldin, Yvonne Sandhoff, Greg Johnson, Aimee Barritt, Tyler Van Houten, Dave Andrews, Jerilyn Sahr, Isabel Andrade, and Brian Blomme, with Mike Raner as Safety Coordinator.

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

Huseman and Lee Dutfield-delegates to the **Western Iowa Tourism Council.**

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

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

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.**

Bret Wilkinson, Kory Elston, Kim Johnson, Paul Merten, and Kelly Snyder to the **Weather Committee.**

Board of Supervisor's Chair, Bret Wilkinson, Sherie Elbert, Susan Lloyd, and Yvonne Sandhoff 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 (Snyder), and Associate District Judge Andy Smith to the **Courthouse/Judicial Security Committee**.

Shari O'Bannon, Susan Lloyd, Joe Keller, Bret Wilkinson, 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 Bret Wilkinson for grain sales at the South Hayes Pit.

Susan Lloyd-**ADA Coordinator**.

Pam Bogue, Dawn Mentzer, Susan Lloyd, and Marty DeMuth as the **HIPAA Compliance Committee**, with Tyler Van Houten as the HIPAA Security Officer, and Tom Huseman as the Privacy Officer.

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

Karen Crilly as the primary contact person, and Bret Wilkinson as the secondary contact person for **Drug and Alcohol Testing Alliance**.

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

**Planning & Zoning Commission** members: Vic Hansen, Steve Gustafson, Gary Sundblad, Kermit Shultze, Quentin Bodholdt, and Mitch Sievers. (two vacancies)

**Zoning Board of Adjustment** members with terms as follows: Richard Langner-12/31/21, Greg Sundblad-12/31/22, Steve Lind-12/31/23, and Jason Meyer-12/31/25. (one vacancy)

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

Dr. David Crippin, **County Medical Examiner**, and Tim Speers-Chief Deputy Medical Examiner, and independent EMTs Greg Ebersole, Dave Patton & John Dahl, as **Deputy Medical Examiners** (Chapter 331.801). Terms expire 12-31-21.

Altena as representative, to the **BV County Trails Advisory Council**.

Rich Haldin (6-30-21), Pam Jacobson (6-30-22), and Marty DeMuth (6-30-23), to the **Veterans Affairs Commission** for the 2021 year, and until their terms expire (Chapter 35B).

Bret Wilkinson--**Title VI Coordinator**

Bret Wilkinson as **County Engineer** and authorized to close roads as necessary.

Greg Johnson as **Weed Commissioner**.

Brian Jones as **Deputy Weed Commissioner.**

**Local Board of Health**-members with 3-yr. terms as follows: Dr. Scott Wulfekuhler-12/31/22, Julie Sievers-12/31/22, Peg Hinkeldey-12/31/23, Rhonda Ringgenberg-12/31/23 and Jon McKenna-12/31/2021.

**BV Co Conservation Board**-Jeff Kestel-12/31/24, Mark Kirkholm-12/31/25, Rick Meyer-12/31/21, Sarah Vanderhoff-12/31/22, Jim Wischmeyer-12/31/23.

**BV County Wellness Committee**: Lacey Anderson, Jen Fulcher, Rhonda Ringgenberg, Don Altena, Karla Ahrendsen, Eric Chase, Kay Evans, Angela Lai, Kim Briley, and Karen Crilly.

**BV County Insurance Committee**: Ashley Bennett, Kim Briley, Jon Buss, Matt Brostad, Rob Danielson, Greg Johnson, Jason Butler, Yvonne Sandhoff, Lacey Anderson, Shari O'Bannon, Rhonda Ringgenberg, Mark Van Hooser, and Tyler Van Houten.

**Eminent Domain Compensation Commission** (Chapter 6B.4): Farmers-Stan Peters, Rich Langner, Becky Dirx, Mike Pedersen, Phil Driver, Don Peterson, Don Diehl; Realtors-Clark Fort, Margie Robinson, Rob Smith, Marv Munden, Steve Jimmerson, Mark Williams (1 vacancy); for Cities-Denny Weber (6 vacancies); for their Occupation- Mark Rehnstrom, Randy Johnson, Ben Nesheim, Kevin Cone, Eric Mosbo, (1 vacancy).

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

Greg Johnson to the **B.V. Co. REAP Committee.**

Altena-representative to the **Family Treatment Court Steering Committee** and Paul Merten as alternate.

Merten-representative to the **North Raccoon River Watershed Management Coalition Executive Board.**

James R. Nelsen with a term expiring 6/30/2022, Tim Heuton with a term expiring 6/30/2023, and Mark Herring with a term expiring 6/30/2021 to the **Lincoln Benefited Fire District Board of Trustees.**

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

The vote on the above appointments was carried.

Pursuant to Chapter 22.1.2 of the 2021 Code of Iowa, the Auditor informed the Board that she has named herself and her Deputy, Sharon Henkel, 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 (62.6), 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 January 1, 2020, 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 Merten, second by Huseman, that **election workers** for 2021 be paid \$14.00/hr. and chairpersons \$15/hr., effective this date. Carried.

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

Motion by Huseman, second by Ringgenberg, to approve the following reimbursement:

**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 \$35.00 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. Carried.

Motion by Merten, second by Altena, to approve the following reimbursement:

**mileage reimbursement rate** for sheriff's service fees at the current IRS rate \$.56/mile on 1/1/2021.

**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 2021. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Carried.

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

Motion by Ringgenberg, second by Altena, to continue the following insurance coverage from the Stille, Pierce & Pertzborn Agency for the remainder of FY'21: tort liability, auto, property, computer equipment, E & O, umbrella, data processing, inland marine, contractor's equipment, crime, law enforcement professional, medical professional, worker's compensation, and blanket bond. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Carried.

**Depository Resolutions**

Motion by Merten, second by Ringgenberg, that the Depository Banks currently being used by the Treasurer, Recorder, & Sheriff continue to be used during 2021 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	\$1,500,000.00
	Central Bank, Storm Lake	\$1,500,000.00
	Security Trust & Savings Bank, Storm Lake	\$25,000,000.00
	Community State Bank of Albert City	\$1,000,000.00
	Community State Bank of Webb	\$1,000,000.00
	First Community Bank, Newell	\$1,000,000.00
	Community 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
Attorney:	Central Bank, Storm Lake	600.00

and, that the 2021 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 Ringgenberg, 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 2021 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 2021 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.

Medical Examiner Dr. David Crippin and Chief Deputy Medical Examiner Tim Speers met to discuss the **medical examiner** budget. Speers asked the Board to consider allowing Crippin to be on the county's health, dental, and vision insurance. Dr. Crippin stated that when he retires from the clinic, he would like a commitment from the Board, allowing him to be on the county's health, dental, and vision insurance, along with his spouse. Crippin would like to continue being the Medical Examiner, and basically work for free, and pay half of the cost of insurance, if the Board would allow this. Merten stated that according to the County Employee Handbook, part-time employees are only allowed to obtain single coverage, and they also pay half for this coverage. Speers stated that Dr. Crippin is actually full-time, as he responds to medical examiner calls 24/7, and states that Dr. Crippin does a lot for the County, serving as Medical Examiner. Speers stated that Dr. Crippin has the expertise and carries his own liability insurance, and has created a good system for the Medical Examiner Department. Merten stated that he is not saying yes or no at this time, that the county needs to check with the County Attorney, regarding a contract, and check with the insurance carrier to see if there would be any issues. The Board thanked them both for coming in, and will let them know their decision at a later date.



Auditor Susan Lloyd presented information to the Board regarding options on replacing the retiring County Treasurer by appointment or calling for a special election. If the Board would choose to appoint, they could advertise and take applications now, interview candidates, and be ready to appoint on March 1, 2021. If the Board chooses to have a special election, the soonest that they could notify the Auditor and request an election would be March 1, when there is a vacancy. By having an election, there would be a delay on when a new Treasurer would be sworn in to office, as the soonest there could be an election, would be mid-April. Merten stated that Treasurer Sherie Elbert would like to have the Board call for a special election. Ringgenberg stated that the time gap worries her, due to tax collections in March, and the Treasurer's Office being very busy. Motion by Merten, second by Huseman, to authorize the Auditor to prepare a notice of the Board's intention to **appoint a Treasurer**, taking applications through January 29, 2021 at 4:30 p.m., and running the ad in all three official newspapers. Carried.

Emergency Management Director, Aimee Barritt, presented her FY'22 funding request. Barritt is requesting \$58,000 for **Emergency Management** and \$25,000 for Hazmat. The EMA request is the same as the current year, with Hazmat increasing to \$1/per person, based on the 2020 Census, which is unknown at this point. Barritt reviewed the activities of her department. The Board thanked her for what she does.

**Buena Vista County EMS Association** President, Kirk Reetz, presented their FY'22 funding request. Reetz thanked the Board for their support and is asking for \$10,000, which is the same as the current year. The funds they receive from the county is primarily allocated for providers in the county. They pay for their initial education, as well as the continuing education required to maintain their certification. They also have a need to purchase some training aids, equipment, and COVID-related items. Reetz stated that they are still facing a big unknown with the state's continued restructuring of funding. Their local service area was expanded, adding more counties to possibly compete against for funding. COVID-19 severely limited providers' continuing education options. EMA Director Aimee Barritt stated that EMS is doing a great job finding resources and working together during this time. The Board thanked Reetz, and stated that they appreciate all they do.

**Supervisor Meeting Reports:** Merten attended the Rolling Hills Governance Board meeting.

There being no further business, motion by Altena, second by Ringgenberg, to adjourn the meeting at 11:57 a.m. until Friday, January 8 at 9:00 a.m. for departmental budget reviews.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SECOND MEETING, 2021 SESSION (2)  
JANUARY 8, 2021**

The Buena Vista County Board of Supervisors met in special session on Friday, January 8, 2021 at 9:00 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Altena, to approve the agenda. Carried.

Motion by Ringgenberg, second by Huseman, to approve the Jt. DD #150 invoice to Buena Vista County Engineer, for engineering work in the amount of \$226.38. Carried.

FY'22 budget requests were received from the following departments: Matt Madsen-DHS (virtual), Paul Allen-County Attorney, Greg Johnson-Conservation, Weed Dept., and Bait Shop, Dave Andrews-Veterans and General Relief, Shari O'Bannon-Recorder, Tyler Van Houten-I.T., Joe Keller-Bldg/Grounds Supt., Brian Blomme, Drainage Engineer, Kim Johnson-Env Health/Zoning, Pam Bogue-Public Health & Home Care, and the Supervisors, County Farm, and Insurance Department.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 5:10 p.m. until Monday, January 11 at 9:00 a.m. for a Jt. DD #181 virtual meeting with Pocahontas, Calhoun, and Sac Counties, and 1:15 p.m. budget reviews.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRD MEETING, 2021 SESSION (3)  
JANUARY 11, 2021**

The Buena Vista County Board of Supervisors met in special session on Monday, January 11, 2021 at 9:00 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

First on today's agenda was the Jt. DD #181 meeting with Buena Vista, Calhoun, Pocahontas, and Sac Counties, which began at 9:00 a.m. The meeting was virtual. Pocahontas County was in charge of the meeting, so a motion was made and seconded for Pocahontas Supervisor Clarence Siepker to be the Chair and Pocahontas County Auditor Kelly Jepsen to be the Secretary for the meeting. (Altena left the meeting at 10:50 a.m.) On a motion, the Jt. DD #181 meeting was adjourned at 11:24 a.m. The minutes of the Jt. DD #181 meeting will be kept in each county's drainage file.

Motion by Huseman, second by Ringgenberg, to recess the meeting at 11:25 a.m. for lunch, and resume at 1:15 p.m. for budget reviews. Carried.

The Board resumed their meeting at 1:15 p.m.

FY'22 budget requests were received from the following departments: CEO Dawn Mentzer-Rolling Hills Mental Health Region (virtual), Board reviewed the Non-Departmental portion of the budget and the allocation requests, and Engineer Bret Wilkinson-Secondary Road.

There being no further business, motion by Ringgenberg, second by Snyder, to adjourn the meeting at 4:26 p.m. until Tuesday, January 12 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTH MEETING, 2021 SESSION (4)  
JANUARY 12, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 12, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Huseman, to amend today’s agenda, adding a **Minor S/D** for Steve Brashears in Section 6 Barnes Township. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried.

Engineer Bret Wilkinson reviewed the list of **bridges** and the current postings, from the 2018 report of Calhoun-Burns & Associates. The Board had asked Wilkinson about the bridges, and weight postings, during his departmental budget review.

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Steve Brashears in Section 6 Barnes Township. Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign Resolution #2021-01-12-A Minor S/D for Steve Brashears in Section 6 Barnes Township. Carried.

**RESOLUTION 2021-01-12-A**

**WHEREAS** Steven M Brashears has presented has presented preliminary and final plats (of survey) on the following described properties:

DESCRIPTION: LOT 1 OF LOT B

ALL THAT PART OF LOT B LYING SOUTH OF THE CENTERLINE OF THE LITTLE SIOUX RIVER LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER (SE ¼ SW FRAC. ¼ ) OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southwest Fractional Quarter (SW Frac. ¼) of said Section 6; Thence North 87° 17' 45" West, along the South line of the Southwest Fractional Quarter (SW Frac. ¼), 999.29 feet to the centerline of the Little Sioux River; Thence along said centerline the following fourteen (14) courses: North 73° 28' 45" East, 166.32 feet; Thence North 60° 53' 48" East, 113.00 feet; Thence North 01° 49' 23" East, 56.40 feet; Thence North 16° 59' 09" West, 98.97 feet; Thence North 12° 52' 18" West, 156.25 feet; Thence North 26° 44' 30" West, 196.58 feet; Thence North 01° 11' 13" West, 95.20 feet; Thence North 12° 50' 42" East, 180.96 feet; Thence North 20° 19' 48" East, 96.67 feet; Thence North 59° 13' 20" East, 132.84 feet; Thence North 51° 44' 50" East, 59.06 feet; Thence North 72° 02' 10" East, 356.04 feet; Thence North 76° 09' 54" East, 136.34 feet; Thence South 89° 40' 55" East, 199.67 feet to the East line of the Southwest Fractional Quarter (SW Frac. ¼); Thence South 00° 35' 24" West, along said East line, 1236.49 feet to the Point of Beginning.

Hereafter known as Lot 1 of Lot B in Section 6, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 21.86 acres and is subject to all easements of record.

**DESCRIPTION: LOT 2 OF LOT B**

ALL THAT PART OF LOT B LYING SOUTH OF THE CENTERLINE OF THE LITTLE SIOUX RIVER LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southeast Quarter (SE ¼) of said Section 6; Thence North 85° 46' 25" West, along the South line of said Southeast Quarter (SE ¼), 1344.17 feet to the West line of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼); Thence North 00° 13' 26" East, along said West line, 167.13 feet to the centerline of the Little Sioux River; Thence following along said centerline the following nine (9) courses: South 41° 56' 40" East, 60.34 feet; Thence South 62° 56' 35" East, 90.74 feet; Thence North 83° 46' 19" East, 44.88 feet; Thence South 72° 39' 49" East, 129.59 feet; Thence South 80° 41' 17" East, 99.30 feet; Thence North 88° 17' 53" East, 220.58 feet; Thence North 81° 02' 36" East, 282.47 feet; Thence North 80° 41' 07" East, 332.72 feet; Thence North 77° 43' 42" East, 127.47 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00° 00' 00" East, along said East line, 261.69 feet to the Point of Beginning.

Hereafter known as Lot 2 of Lot B in Section 6, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 4.01 acres and is subject to all easements of record.

**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:**

**DESCRIPTION: LOT 1 OF LOT B**

ALL THAT PART OF LOT B LYING SOUTH OF THE CENTERLINE OF THE LITTLE SIOUX RIVER LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER (SE ¼ SW FRAC. ¼) OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southwest Fractional Quarter (SW Frac. ¼) of said Section 6; Thence North 87° 17' 45" West, along the South line of the Southwest Fractional Quarter (SW Frac. ¼), 999.29 feet to the centerline of the Little Sioux River; Thence along said centerline the following fourteen (14) courses: North 73° 28' 45" East, 166.32 feet; Thence North 60° 53' 48" East, 113.00 feet; Thence North 01° 49' 23" East, 56.40 feet; Thence North 16° 59' 09" West, 98.97 feet; Thence North 12° 52' 18" West, 156.25 feet; Thence North 26° 44' 30" West, 196.58 feet; Thence North 01° 11' 13" West, 95.20 feet; Thence North 12° 50' 42" East, 180.96 feet; Thence North 20° 19' 48" East, 96.67 feet; Thence North 59° 13' 20" East, 132.84 feet; Thence North 51° 44' 50" East, 59.06 feet; Thence North 72° 02' 10" East, 356.04 feet; Thence North 76° 09' 54" East, 136.34 feet; Thence South 89° 40' 55" East, 199.67 feet to the East line of the Southwest Fractional Quarter (SW Frac. ¼); Thence South 00° 35' 24" West, along said East line, 1236.49 feet to the Point of Beginning.

Hereafter known as Lot 1 of Lot B in Section 6, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION: LOT 2 OF LOT B**

ALL THAT PART OF LOT B LYING SOUTH OF THE CENTERLINE OF THE LITTLE SIOUX RIVER LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southeast Quarter (SE ¼) of said Section 6; Thence North 85° 46' 25" West, along the South line of said Southeast Quarter (SE ¼), 1344.17 feet to the West line of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼); Thence North 00° 13' 26" East, along said West line, 167.13 feet to the centerline of the Little Sioux River; Thence following along said centerline the following nine (9) courses: South 41° 56' 40" East, 60.34 feet; Thence South 62° 56' 35" East, 90.74 feet; Thence North 83° 46' 19" East, 44.88 feet; Thence South 72° 39' 49" East, 129.59 feet; Thence South 80° 41' 17" East, 99.30 feet; Thence North 88° 17' 53" East, 220.58 feet; Thence North 81° 02' 36" East, 282.47 feet; Thence North 80° 41' 07" East, 332.72 feet; Thence North 77° 43' 42" East, 127.47 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00° 00' 00" East, along said East line, 261.69 feet to the Point of Beginning.

Hereafter known as Lot 2 of Lot B in Section 6, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa,

are hereby accepted subject to the following if any: None

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

**DESCRIPTION: LOT 1 OF LOT B**

ALL THAT PART OF LOT B LYING SOUTH OF THE CENTERLINE OF THE LITTLE SIOUX RIVER LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST FRACTIONAL QUARTER (SE ¼ SW FRAC. ¼) OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southwest Fractional Quarter (SW Frac. ¼) of said Section 6; Thence North 87° 17' 45" West, along the South line of the Southwest Fractional Quarter (SW Frac. ¼), 999.29 feet to the centerline of the Little Sioux River; Thence along said centerline the following fourteen (14) courses: North 73° 28' 45" East, 166.32 feet; Thence North 60° 53' 48" East, 113.00 feet; Thence North 01° 49' 23" East, 56.40 feet; Thence North 16° 59' 09" West, 98.97 feet; Thence North 12° 52' 18" West, 156.25 feet; Thence North 26° 44' 30" West, 196.58 feet; Thence North 01° 11' 13" West, 95.20 feet; Thence North 12° 50' 42" East, 180.96 feet; Thence North 20° 19' 48" East, 96.67 feet; Thence North 59° 13' 20" East, 132.84 feet; Thence North 51° 44' 50" East, 59.06 feet; Thence North 72° 02' 10" East, 356.04 feet; Thence North 76° 09' 54" East, 136.34 feet; Thence South 89° 40' 55" East, 199.67 feet to the East line of the Southwest Fractional Quarter (SW Frac. ¼); Thence South 00° 35' 24" West, along said East line, 1236.49 feet to the Point of Beginning.

Hereafter known as Lot 1 of Lot B in Section 6, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION: LOT 2 OF LOT B**

ALL THAT PART OF LOT B LYING SOUTH OF THE CENTERLINE OF THE LITTLE SIOUX RIVER LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Southeast Quarter (SE ¼) of said Section 6; Thence North 85° 46' 25" West, along the South line of said Southeast Quarter (SE ¼), 1344.17 feet to the West line of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼); Thence North 00° 13' 26" East, along said West line, 167.13 feet to the centerline of the Little Sioux River; Thence following along said centerline the following nine (9) courses: South 41° 56' 40" East, 60.34 feet; Thence South 62° 56' 35" East, 90.74 feet; Thence North 83° 46' 19" East, 44.88 feet; Thence South 72° 39' 49" East, 129.59 feet; Thence South 80° 41' 17" East, 99.30 feet; Thence North 88° 17' 53" East, 220.58 feet; Thence North 81° 02' 36" East, 282.47 feet; Thence North 80° 41' 07" East, 332.72 feet; Thence North 77° 43' 42" East, 127.47 feet to the East line of the Southeast Quarter (SE ¼); Thence South 00° 00' 00" East, along said East line, 261.69 feet to the Point of Beginning.

Hereafter known as Lot 2 of Lot B in Section 6, Township 93 North, Range 37 West of the 5<sup>th</sup> 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 12th day of January, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Treasurer Sherie Elbert presented the semi-annual report, ending December 31, 2020. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **Treasurer's Semi-Annual Report** for December 31, 2020, and to authorize the publication in the newspapers. Carried.

**FY'22 budget requests** were received from the following departments: Susan Lloyd-Auditor & Elections, Sherie Elbert-Treasurer, and Kory Elston-Sheriff, Jail, Communications Center, LEC Maintenance, and Courthouse Security.

Emily Bodholdt, Board President of Ready Set Grow Childcare Center, discussed their program with the Board. Bodholdt stated that they continue to strive to provide high quality childcare to the families of Buena Vista County. They currently have approximately 64 children enrolled and employ 20 staff members, including childcare providers, cook, and the director. Bodholdt stated that they are a true non-profit organization, they don't commit their time and energy into making a profit, but rather serving the area so that parents can go to work with the confidence of knowing their child is being well-cared for, loved, and safe at daycare. Their daycare was hit hard by Covid-19. They strived to stay open in order to provide care to those families of essential workers, but unfortunately, they were forced to close from the end of March until the end of May. They are requesting \$10,000 in FY'22, which is \$5,000 more than what was approved for this current year.

Motion by Merten, second by Altena, to approve the minutes of 1/4/21, 1/8/21, and 1/11/21 as printed, and the following reports: December Sheriff's Report of Fees Collected, December Federal Inmate Billings, and November Rolling Hills Community Services Region Governance Board minutes. Carried.

Motion by Merten, second by Ringgenberg, to approve the DD #177 claim to Larry Miller Construction, for work order #BV-11-2020, in the amount of \$9,938.00. Carried.

Supervisor Meeting Reports: Merten will be attending the North Raccoon River Watershed meeting on Friday, January 15 (virtually).

There being no further business, motion by Ringgenberg, second by Snyder, to adjourn the meeting at 11:51 a.m. until Tuesday, January 19 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTH MEETING, 2021 SESSION (5)  
JANUARY 19, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, January 19, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Secondary Road Report: They were out plowing snow on Saturday, had the trucks out on Sunday, and again on Monday for the slick roads; they have been working on the culvert inside; Engineer Bret Wilkinson presented a quote he had for a side-dump semi-trailer for \$49,200. The purchase of the trailer will be discussed at the next meeting.

Motion by Ringgenberg, second by Altena, to approve the minutes of 1/12/21 as printed, and the following reports: December Conservation Board minutes, and December BV County Landfill Commission minutes. Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the Jt. DD #22 beaver bounty claim payable to Darren Stearns, in the amount of \$550.00. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **Jt. DD #14-42** tree and brush control claim for B & W Control Specialists, in the amount of \$5,015.99. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **Jt. DD #22** tree and brush control claim for B & W Control Specialists, in the amount of \$4,769.50. Carried.

Heidi Kuhl, Northland Securities, was present electronically regarding a new **capital projects loan**, and to discuss proceeding with borrowing funds for the Linn Grove Dam project. Also present for the discussion was Engineer Bret Wilkinson, Sheriff Kory Elston, and Conservation/Weed Commissioner Greg Johnson. Kuhl mentioned that the current capital projects loan will be paid off in 2024, and the LEC capital project will be paid off in 2026. Johnson presented information about the Linn Grove Dam to Kuhl, stating that they will have engineering and design costs accumulating, and would like to have funds to pay those, but Johnson wasn't sure when the actual construction would begin. Kuhl reminded the Board that whatever funds that are borrowed, must be spent in three years, so suggested that the Board consider borrowing one million dollars now, and then when actual costs are known, then consider borrowing more money. Johnson stated that if alternative procedures are approved, they would receive funds from FEMA immediately, less the 15% local share. Johnson won't know until summer, whether the alternative procedures will be approved. The Board discussed borrowing an additional \$200,000 for Sheriff vehicles, and considered borrowing for equipment for Secondary Roads equal to the amount that would normally be transferred from the General Basic Fund to Secondary Roads, which would be approximately an additional \$200,000. The consensus of the Board was to have Kuhl try and work with a local bank first for the million-dollar loan for the Linn Grove Dam, and if that doesn't work, then try and go to the bond market. The consensus of the Board was also to start the borrowing process for \$200,000 for the Sheriff for vehicles.

Sheriff Kory Elston and Deputy Marty DeMuth informed the Board that they would like to start their **K-9 unit** back up. The Sheriff's Office last K-9 was retired nearly 20 years ago. The K-9 they are looking into obtaining would focus on narcotics and tracking. Elston stated that tracking would be a huge benefit and make locating lost children or people with cognitive issues an easier task. Elston stated that he has received a very generous donation for the K-9 unit, and would like to do fundraising for the K-9 Program. Elston would like to have \$20,000 by the end of 2022 in order to start the program. Motion by Ringgenberg, second by Altena, to approve the request of Sheriff Elston to proceed with fundraising for the **K-9 unit**. Carried.

Marathon Public Works Director Terry Gunnerson and Poland Township Trustee Joel Nagel, presented their **funding request** for FY'22 of \$3,500.00. They have a township park that has a few campsites, and they would like funds to install a new well to supply water to the campsites. They are also going to apply for a Community Foundation Grant and also request the City of Marathon to contribute. Gunnerson and Nagel thanked the Board for the gravel that was donated to them for their park last year.

CEO Shari Kastein, **Family Crisis Centers**, presented their FY'22 funding request of \$5,000. Kastein stated that the pandemic has been hard, and there has been a lot of domestic violence, due to people being confined at home. In Buena Vista County, they saw 75 domestic violence victims, 42 clients of violent crimes, 12 clients for their homeless prevention housing program, and United Community Health Center served 56 victims inside their clinic. There were also 108 crisis line calls. County funding continues to be crucial in sustaining these vital services for victims of abuse and crime in BV County. The rising number of people in need, requires more staff time, funding and resources.

**Hear the Public:** Kolby DeWitt, Regional Director for Senator Joni Ernst, and Bob Henderson, Interim Regional Director for Senator Charles Grassley, stopped in and introduced themselves to the Board. They asked the Board to contact them anytime, if they had questions for either Senator. The Board thanked them for stopping in.



**Supervisor Meeting Reports:** Snyder attended the NW IA YES Center meeting last week, and also the Conservation Board meeting; Huseman attended the NW IA Regional Housing Trust meeting last week; Merten attended the North Raccoon River Watershed meeting last week and also the Rolling Hills Mental Health Region meeting.

There being no further business, motion by Merten, second by Snyder, to adjourn the meeting at 11:20 a.m. until Tuesday, January 26 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SIXTH MEETING, 2021 SESSION (6)  
JANUARY 26, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 26, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Engineer Bret Wilkinson presented his request to purchase a VH side-dump semi-trailer from Vander Haag’s, Inc., in the amount of \$49,200. Wilkinson was told by three manufacturing companies that the price would be going up 15-20%, so he would like to purchase now. Motion by Ringgenberg, second by Huseman, to approve the purchase of a 34’ **VH side-dump semi-trailer**, from Vander Haag’s, Inc., in the amount of \$49,200. Carried.

**Secondary Road Report:** Trucks were out on Sunday and early this morning, due to the snow, and the motor graders were out today also; they have been working on equipment, as they have had several breakdowns; Wilkinson stated that Todd Anderson started on the 18<sup>th</sup>.

Motion by Merten, second by Altena, to approve the **minutes** of 1/19/21 as printed, and the following **reports:** Recorder’s Report of Fees Collected (Oct-Dec), December minutes of BV County Solid Waste Commission, CB Household Hazardous Waste Agency Audit Report-FY’20, and BV County Solid Waste Commission Audit Report-FY’20. Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the **Jt. DD #19-26** invoice for Marty Mauer Tiling, for work order S-13-2020, in the amount of \$1,767.00, for tile repairs. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Jt. DD #16-30-92** invoice for Quality Drainage Solutions, LLC, for work order S-03-2020, in the amount of \$10,300.00, for tile extensions and riveted pipe. Carried.

Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the **Jt. DD #83** invoice for Heinsohn Digging & Tiling, for work order BV-07-2020, in the amount of \$300.00, for beaver dam removal. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the **Jt. DD #3 & 3 Extension** invoice for Heinsohn Digging & Tiling, for work order BV-10-2020, in the amount of \$350.00, for beaver dam removal. Carried.

Env Health/Zoning Director Kim Johnson presented information on a request for a Minor S/D for the Anderson Family Living Trust, in Section 2 Brooke Township. Motion by Merten, second by Huseman, to approve and authorize the Chair to sign **Resolution #2021-01-26-A** Minor S/D for the Anderson Family Living Trust, in Section 2 Brooke Township. Carried.

#### **RESOLUTION 2021-01-26-A**

**WHEREAS** the Anderson Family Living Trust has presented a preliminary and final plat (of survey) on the following described property:

##### **DESCRIPTION: LOT H**

A TRACT OF LAND LOCATED IN THE WEST HALF OF THE NORTHEAST FRACTIONAL QUARTER (W ½ NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
Commencing at the Southeast (SE) corner of the Northeast Quarter of the Northeast Fractional Quarter (NE ¼ NE Frac. ¼) of said Section 2; Thence South 00° 18' 16" West, along the East line of the Northeast Fractional Quarter (NE Frac. ¼), 32.62 feet to the Point of Beginning; Thence North 88° 25' 57" West, 1570.26 feet; Thence North 00° 48' 20" East, 126.62 feet; Thence North 26° 46' 35" East, 137.80 feet; Thence North 00° 51' 38" East, 206.38 feet; Thence South 88° 12' 48" East, 77.3 feet; Thence North 72° 39' 38" East, 80.07 feet; Thence North 01° 56' 06" East, 94.18 feet; Thence North 87° 43' 19" West, 330.32 feet; Thence South 05° 14' 04" West, 55.35 feet; Thence North 89° 48' 00" West, 356.98 feet; Thence South 00° 12' 23" East, 369.10 feet; Thence South 89° 56' 33" East, 196.57 feet; Thence South 06° 05' 12" East, 179.38 feet; Thence South 88° 17' 52" East, 1821.66 feet to the East line of the Northeast Fractional Quarter (NE Frac. ¼); Thence North 00° 18' 16" East, along said East line, 28.00 feet to the Point of Beginning.

Hereafter known as Lot H in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

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

##### **DESCRIPTION: LOT K**

A TRACT OF LAND LOCATED IN THE NORTHEAST FRACTIONAL QUARTER (NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) corner of the Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼) of said Section 2; Thence South 89° 23' 56" East, along the South line of said Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼), 494.95 feet; Thence South 00° 00' 00" West, 25.26 feet; Thence South 89° 20' 20" East, 335.22 feet; Thence North 06° 05' 12" West, 179.38 feet; Thence North 89° 56' 33" West, 196.57 feet; Thence North 00° 12' 23" West, 369.10 feet; Thence North 89° 23' 56" West, 611.16 feet to the West line of said Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼); Thence South 00° 13' 42" West, along said West line, 519.75 feet to the Point of Beginning.

Hereafter known as Lot K in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 8.22 acres and is subject to all easements of record.

**DESCRIPTION: LOT J**

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST FRACTIONAL QUARTER (N ½ NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest (NW) corner Northeast Fractional Quarter (NE Frac. ¼) of said Section 2; Thence South 89° 43' 52" East, along the North line of the Northeast Fractional Quarter (NE Frac. ¼), 15.26 feet to West line of the public roadway, being also the Point of Beginning; Thence along said West line on the arc of a 2048.76 foot radius curve concave westerly, 102.41 feet, said curve having a chord which bears South 08° 48' 02" West, for 102.40 feet to the West line of the Northeast Fractional Quarter (NE Frac. ¼); Thence South 00° 13' 42" West, along said West line, 997.61 feet; Thence South 89° 23' 56" East, 611.16 feet; Thence South 89° 48' 00" East, 356.98 feet; Thence North 05° 14' 04" East, 55.35 feet; Thence South 87° 43' 19" East, 330.32 feet; Thence North 25° 49' 46" West, 168.78 feet; Thence North 09° 30' 14" West, 190.96 feet; Thence North 85° 57' 18" East, 97.16 feet;

Thence North 56° 01' 58" East, 67.98 feet, Thence North 00° 45' 16" East, 280.20 feet; Thence North 87° 17' 13" East, 132.19 feet; Thence South 35° 23' 08" East, 331.48 feet; Thence North 63° 10' 33" East, 129.67 feet; Thence North 25° 55' 11" West, 324.77 feet; Thence North 53° 41' 50" West, 184.68 feet; Thence North 86° 12' 54" West, 123.49 feet; Thence North 37° 01' 05" West, 236.62 feet to the North line of the Northeast Fractional Quarter (NE Frac. ¼); Thence North 89° 43' 52" West, 1219.65 feet to the Point of Beginning.

Hereafter known as Lot J in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 34.77 acres and is subject to all easements of record.

**WHEREAS**, the final plats meet with the approval of the Board subject only to the following if any: **Access easements shall be granted to Lot K across Lot J.**

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

**DESCRIPTION: LOT H**

A TRACT OF LAND LOCATED IN THE WEST HALF OF THE NORTHEAST FRACTIONAL QUARTER (W ½ NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter of the Northeast Fractional Quarter (NE ¼ NE Frac. ¼) of said Section 2; Thence South 00° 18' 16" West, along the East line of the Northeast Fractional Quarter (NE Frac. ¼), 32.62 feet to the Point of Beginning; Thence North 88° 25' 57" West, 1570.26 feet; Thence North 00° 48' 20" East, 126.62 feet; Thence North 26° 46' 35" East, 137.80 feet; Thence North 00° 51' 38" East, 206.38 feet; Thence South 88° 12' 48" East, 77.3 feet; Thence North 72° 39' 38" East, 80.07 feet; Thence North 01° 56' 06" East, 94.18 feet; Thence North 87° 43' 19" West, 330.32 feet; Thence South 05° 14' 04" West, 55.35 feet; Thence North 89° 48' 00" West, 356.98 feet; Thence South 00° 12' 23" East, 369.10 feet; Thence South 89° 56' 33" East, 196.57 feet; Thence South 06° 05' 12" East, 179.38 feet; Thence South 88° 17' 52" East, 1821.66 feet to the East line of the Northeast Fractional Quarter (NE Frac. ¼); Thence North 00° 18' 16" East, along said East line, 28.00 feet to the Point of Beginning.

Hereafter known as Lot H in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

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

**DESCRIPTION: LOT K**

A TRACT OF LAND LOCATED IN THE NORTHEAST FRACTIONAL QUARTER (NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) corner of the Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼) of said Section 2; Thence South 89° 23' 56" East, along the South line of said Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼), 494.95 feet; Thence South 00° 00' 00" West, 25.26 feet; Thence South 89° 20' 20" East, 335.22 feet; Thence North 06° 05' 12" West, 179.38 feet; Thence North 89° 56' 33" West, 196.57 feet; Thence North 00° 12' 23" West, 369.10 feet; Thence North 89° 23' 56" West, 611.16 feet to the West line of said Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼); Thence South 00° 13' 42" West, along said West line, 519.75 feet to the Point of Beginning.

Hereafter known as Lot K in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 8.22 acres and is subject to all easements of record.

**DESCRIPTION: LOT J**

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST FRACTIONAL QUARTER (N ½ NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest (NW) corner Northeast Fractional Quarter (NE Frac. ¼) of said Section 2; Thence South 89° 43' 52" East, along the North line of the Northeast Fractional Quarter (NE Frac. ¼), 15.26 feet to West line of the public roadway, being also the Point of Beginning; Thence along said West line on the arc of a 2048.76 foot radius curve concave westerly, 102.41 feet, said curve having a chord which bears South 08° 48' 02" West, for 102.40 feet to the West line of the Northeast Fractional Quarter (NE Frac. ¼); Thence South 00° 13' 42" West, along said West line, 997.61 feet; Thence South 89° 23' 56" East, 611.16 feet; Thence South 89° 48' 00" East, 356.98 feet; Thence North 05° 14' 04" East, 55.35 feet; Thence South 87° 43' 19" East, 330.32 feet; Thence North 25° 49' 46" West, 168.78 feet; Thence North 09° 30' 14" West, 190.96 feet; Thence North 85° 57' 18" East, 97.16 feet; Thence North 56° 01' 58" East, 67.98 feet, Thence North 00° 45' 16" East, 280.20 feet; Thence North 87° 17' 13" East, 132.19 feet; Thence South 35° 23' 08" East, 331.48 feet; Thence North 63° 10' 33" East, 129.67 feet; Thence North 25° 55' 11" West, 324.77 feet; Thence North 53° 41' 50" West, 184.68 feet; Thence North 86° 12' 54" West, 123.49 feet; Thence North 37° 01' 05" West, 236.62 feet to the North line of the Northeast Fractional Quarter (NE Frac. ¼); Thence North 89° 43' 52" West, 1219.65 feet to the Point of Beginning.

Hereafter known as Lot J in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 34.77 acres and is subject to all easements of record; are hereby accepted subject to the following if any; **Access easements shall be granted to Lot K across Lot J.**

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

**DESCRIPTION: LOT H**

A TRACT OF LAND LOCATED IN THE WEST HALF OF THE NORTHEAST FRACTIONAL QUARTER (W ½ NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) corner of the Northeast Quarter of the Northeast Fractional Quarter (NE ¼ NE Frac. ¼) of said Section 2; Thence South 00° 18' 16" West, along the East line of the Northeast Fractional Quarter (NE Frac. ¼), 32.62 feet to the Point of Beginning; Thence North 88° 25' 57" West, 1570.26 feet; Thence North 00° 48' 20" East, 126.62 feet; Thence North 26° 46' 35" East, 137.80 feet; Thence North 00° 51' 38" East, 206.38 feet; Thence South 88° 12' 48" East, 77.3 feet; Thence North 72° 39' 38" East, 80.07 feet; Thence North 01° 56' 06" East, 94.18 feet; Thence North 87° 43' 19" West, 330.32 feet; Thence South 05° 14' 04" West, 55.35 feet; Thence North 89° 48' 00" West, 356.98 feet; Thence South 00° 12' 23" East, 369.10 feet; Thence South 89° 56' 33" East, 196.57 feet; Thence South 06° 05' 12" East, 179.38 feet; Thence South 88° 17' 52" East, 1821.66 feet to the East line of the Northeast Fractional Quarter (NE Frac. ¼); Thence North 00° 18' 16" East, along said East line, 28.00 feet to the Point of Beginning.

Hereafter known as Lot H in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION: LOT K**

A TRACT OF LAND LOCATED IN THE NORTHEAST FRACTIONAL QUARTER (NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) corner of the Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼) of said Section 2; Thence South 89° 23' 56" East, along the South line of said Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼), 494.95 feet; Thence South 00° 00' 00" West, 25.26 feet; Thence South 89° 20' 20" East, 335.22 feet; Thence North 06° 05' 12" West, 179.38 feet; Thence North 89° 56' 33" West, 196.57 feet; Thence North 00° 12' 23" West, 369.10 feet; Thence North 89° 23' 56" West, 611.16 feet to the West line of said Northwest Quarter of the Northeast Fractional Quarter (NW ¼ NE Frac. ¼); Thence South 00° 13' 42" West, along said West line, 519.75 feet to the Point of Beginning.

Hereafter known as Lot K in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**DESCRIPTION: LOT J**

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST FRACTIONAL QUARTER (N ½ NE FRAC. ¼) OF SECTION 2, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest (NW) corner Northeast Fractional Quarter (NE Frac. ¼) of said Section 2; Thence South 89° 43' 52" East, along the North line of the Northeast Fractional Quarter (NE Frac. ¼), 15.26 feet to West line of the public roadway, being also the Point of Beginning; Thence along said West line on the arc of a 2048.76 foot radius curve concave westerly, 102.41 feet, said curve having a chord which bears South 08° 48' 02" West, for 102.40 feet to the West line of the Northeast Fractional Quarter (NE Frac. ¼); Thence South 00° 13' 42" West, along said West line, 997.61 feet; Thence South 89° 23' 56" East, 611.16 feet; Thence South 89° 48' 00" East, 356.98 feet; Thence North 05° 14' 04" East, 55.35 feet; Thence South 87° 43' 19" East, 330.32 feet; Thence North 25° 49' 46" West, 168.78 feet; Thence North 09° 30' 14" West, 190.96 feet; Thence North 85° 57' 18" East, 97.16 feet; Thence North 56° 01' 58" East, 67.98 feet, Thence North 00° 45' 16" East, 280.20 feet; Thence North 87° 17' 13" East, 132.19 feet; Thence South 35° 23' 08" East, 331.48 feet; Thence North 63° 10' 33" East, 129.67 feet; Thence North 25° 55' 11" West, 324.77 feet; Thence North 53° 41' 50" West, 184.68 feet; Thence North 86° 12' 54" West, 123.49 feet; Thence North 37° 01' 05" West, 236.62 feet to the North line of the Northeast Fractional Quarter (NE Frac. ¼); Thence North 89° 43' 52" West, 1219.65 feet to the Point of Beginning.

Hereafter known as Lot J in Section 2, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

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

**PASSED, APPROVED AND ADOPTED** this 26th day of January, 2021.

/s/ Kelly Snyder, Chair Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Mike Pertzborn, Tony Pertzborn, and Barb Wetherell, from Stille, Pierce and Pertzborn Agency, along with Team Leader Account Manager Ryan Brunner and Account Manager Adam Dolan, Wellmark, were present (virtually) for the discussion on **health insurance rates**. Also present for the discussion were Tyler Van Houten, Mark Van Hooser (virtually), Bret Wilkinson, Kathy Croker, and Yvonne Sandhoff. Mike Pertzborn reviewed the County's Annual Report and claims history. The total increase for the Wellmark portion of our insurance this year is 10.87%. Brunner and Dolan went in to more detail as to the increase in our rate, basically due to the high drug costs. Mike Pertzborn presented a couple options that the Board may want to consider in making changes to the health plan, in order to reduce the 10.87% increase down to an 8.27% increase. The information has been passed along to Tom Schuetz, Alera Group, the County's Third-Party Administrator, who will be scheduling a time to meet with the Board, and will make a recommendation on the self-funded portion of the health insurance before rates will be set for FY'22.

The time arrived for the joint meeting with Calhoun and Sac Counties, with Drainage Engineer Brian Blomme. Present from Calhoun County was Auditor Batz, and Supervisors Becker, Jacobs, and Legore. Present from Sac County was Auditor Dowling, Deputy Auditor Renee Roland, and Supervisors Drake, Wilhelm, and Wissler. Blomme had shared a job description and Resolution to hire an Assistant to the Drainage Engineer, and asked that each county pass a motion approving said resolution. **BV County:** Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign Resolution #2021-01-26-B, Agreeing to the Hiring of an Assistant to the Drainage Engineer, by Calhoun, Sac, and Buena Vista Counties. Carried.

**Calhoun County:** Motion by Becker, second by Jacobs, to approve the Resolution for the Hiring of an Assistant to the Drainage Engineer. Carried. **Sac County:** Motion by Drake, second by Wissler, to approve the Resolution for the Hiring of an Assistant to the Drainage Engineer. Carried.

#### **RESOLUTION #2021-01-26-B**

**WHEREAS**, the Boards of Supervisors for Buena Vista County, Calhoun County, and Sac County, as trustees for drainage districts in said counties, have entered into an agreement under Iowa Code Chapter 28E to share the services of a Drainage Engineer, and

**WHEREAS**, paragraph 2 of the agreement provides that the drainage engineer and any necessary employees shall be employees of Buena Vista County, but that the selection and salary of such personnel shall be a joint decision of the counties, and

**WHEREAS**, the Boards of Supervisors agree that an additional employee is necessary for the ongoing completion of work by the drainage engineer.

**BE IT THEREFORE RESOLVED** that the Boards of Supervisors for Buena Vista County, Calhoun County, and Sac County, as trustees for drainage districts in said counties, agree to the hiring of an additional employee to assist the drainage engineer in the completion of the engineer's duties, subject to the following terms:

1. The new position shall be titled, "Assistant to the Drainage Engineer".
2. The employee will be a full-time employee, receive a regular wage and be subject to the benefits, rights and responsibilities set forth in the Buena Vista County Employee Handbook. Benefits include fringe benefits such as health insurance, retirement contributions, and paid time off. Benefits for the purpose of this agreement shall also include any costs associated with worker's compensation or unemployment claims.
3. The job summary, including responsibilities, duties, and qualification and skills requirements shall be as indicated in "Attachment A" to this agreement.
4. The costs associated with this position shall be divided and allocated among the drainage districts as provided for in the drainage engineer sharing agreement. To the extent that costs are unable to be divided and allocated, the costs shall be shared equally among the members to the agreement. Costs shall include salary and benefits associated with the position, as well as any other reasonable expenses contemplated and provided for by the drainage engineer sharing agreement
5. The advertisement of and applications for this position shall be completed in accordance with statutory notice requirements, including but not limited to Iowa Code Chapter 35C.
6. The Boards of Supervisors for Buena Vista County, Calhoun County, and Sac County, as trustees for drainage districts in said counties, shall have the opportunity to jointly select and interview applicants. Any decision to hire a particular applicant and the annual wage for said applicant shall be made by a subsequent joint action of the Boards.
7. All other provisions of the drainage engineer sharing agreement not specifically addressed herein are applicable as it relates to the additional employee.

Passed and approved this 26<sup>th</sup> day of January, 2021.

/s/ Kelly Snyder, Chair Board of Supervisors

Motion by Merten, second by Wissler, to direct Drainage Engineer Brian Blomme to work with all three County Auditors to get the ad to the newspapers, advertising for an **Assistant to the Engineer**, and to publish for two weeks in each county's official newspapers. Ayes: All in BV, Calhoun, and Sac Counties. Nays: None. Carried.

Motion by Ringgenberg, second by Drake, setting the **Drainage Department service rate** at \$100/hour, for services provided to Drainage Districts under the jurisdiction of the Buena Vista, Calhoun, and Sac County Board of Supervisors, acting as Trustees for the District. Ayes: All in BV, Calhoun, and Sac Counties. Nays: None. Carried.

Motion by Wissler, second by Legore, to approve the **rate** of \$120/hour for services provided for applications of constructions across established drainage districts and established multi-county drainage districts (utility agreements). Ayes: All in BV, Calhoun, and Sac Counties. Nays: None. Carried.

The joint BV, Calhoun, and Sac conference call ended at 10:40 a.m.

Drainage Engineer Brian Blomme requested that the Board appoint a member to the BV, Calhoun, Sac County Shared Drainage Engineer Board. Calhoun's representative is Jacobs, Sac County's representative is Wilhelm. Motion by Ringgenberg, second by Huseman, to appoint Merten as BV County's representative for the **BV, Calhoun, Sac County Shared Drainage Engineer Board**, with Snyder as alternate. Carried.

Conservation Director/Weed Commissioner Greg Johnson (virtually) presented an IDOT Special Roadway Maintenance Agreement, for spraying weeds along the State roadways. There is no change to the agreement from 2020. The same roads will be sprayed: Hwy 3, Hwy 7, Hwy 71, and Hwy 110. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the 2021 **IDOT Special Roadway Maintenance Agreement**. Carried.

Veterans Service Officer Dave Andrews notified the Auditor that the Veterans Commission voted to increase their number of members from three to five. Motion by Merten, second by Ringgenberg, to appoint Nicole Diischer and Gar Otto, as new members of the **Veterans Affairs Commission**, with their terms expiring 6/30/2024. Carried.

Auditor Susan Lloyd informed the Board of several outstanding checks payable to Verizon that need to be voided and reissued, as they have not been received by the company. Motion by Ringgenberg, second by Huseman, to authorize the Auditor to **void and reissue** the following checks, and to reissue them: #307991 (180.06), #308406 (\$180.06), #308015 (60.00), #308447 (\$60.00), #308405 (\$303.13), #308407 (\$82.92), #308409 (\$101.77), #308448 (25.00), #308449 (\$25.00), #308651 (\$257.90), #308410 (\$65.15), #308652 (\$748.40), #308685 (\$180.00), 308297 (\$10.00), #308650 (36.46), and #308408 (641.56). Carried.

The Board revisited the Families First Coronavirus Response Act (FFCRA) and Expanded FMLA, to determine if they wanted to extend it beyond January 31. A call was placed to County Attorney Paul Allen to ask for his recommendation. Allen stated that as far as the FFCRA, his recommendation was to continue on with what we have been doing, as we don't want employees coming to work sick. Allen stated that the extended FMLA, which is up to twelve weeks at 2/3 pay, is more problematic, and didn't have an opinion on this. Merten commented that at some point the employees should be taking their sick leave. Assessor Kathy Croker commented that it is a precaution and respect for everyone else, that employees don't want to stay home, and right now, her office can't afford to have employees out sick now. Motion by Huseman, second by Ringgenberg, to extend the **Families First Coronavirus Response Act (FFCRA) and Expanded FMLA** through February, 2021, and then revisit the subject again. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **Engagement Letter of Northland Securities as Placement Agent**, for the issuance of General Obligation Capital Loan Notes. Carried.

There being no further business, motion by Merten, second by Ringgenberg, to adjourn the meeting at 11:28 a.m. until Tuesday, February 2 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SEVENTH MEETING, 2021 SESSION (7)  
FEBRUARY 2, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 2, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

**Secondary Road Report:** The trucks were out plowing snow on Sunday; they are busy fixing equipment; Engineer Wilkinson spoke with a salesman about getting a new semi-tractor, and found out that it wouldn't come until August. Wilkinson asked the Board whether he should carry over the funds in to the new fiscal year to pay for the semi-tractor in August, or if they preferred he bought something else this year, that was planned for next fiscal year. Merten asked Wilkinson to look for a used semi-tractor. Wilkinson stated that he wanted auto transmission and similar to the others, so they would use the same filters, etc. The consensus of the Board was to have Wilkinson look for a used semi-tractor first.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 1/26/21 as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: November Board of Health minutes, December Board of Health minutes, November RIDES minutes, FY'19 Rolling Hills Community Services Region Audit Report. Carried.

Auditor Susan Lloyd presented a Certificate of Appreciation for Leigh Madsen, and asked for the Chair to sign. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the **Certificate of Appreciation** for Leigh Madsen, for her 28 years of service to Buena Vista County, in the Auditor's Office. Carried.

EMA Director Aimee Barritt was present for the 9:00 appointment, stating that Sheriff Kory Elston would be coming in later, as his department was busy with a situation. Barritt informed the Board that more Cares Act Funds would be coming, due to leftover funds from municipalities that didn't submit for a reimbursement. Buena Vista County will be receiving an additional \$101,312.60 in Cares Act Funds, adding to the \$248,742.50 already received. Barritt requested \$3,500 in Cares Act Funds to purchase carpet for the LEC training room, stating that defibrulators have been purchased with Cares Act Funds and installed in several buildings and audio/visual equipment has been purchased for the LEC and the Boardroom. Motion by Ringgenberg, second by Altena, to use **Cares Act Funds** of \$3,500, to purchase new carpet for the LEC training room. Merten asked why the money received wouldn't be put back in to the fund where the wages were spent, since it is a reimbursement. Barritt stated that the wages would have been paid anyway, and that at the time the first Cares Funds came in, the Board had agreed to deposit the money in to a separate fund to be used for other upgrades and preparing for future disasters. Ringgenberg stated that since other upgrades were being done at the LEC, now is the time to update the carpet too. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: None. Abstention: Merten. Motion carried.

Auditor's Clerk Karla Ahrendsen, representing the Wellness Committee, presented an allocation request of \$20,000 for wellness activities in FY'22, keeping the amount reimbursed to employees for a physical at \$150, and allowing up to 3 hours paid time off for their physical. Ahrendsen stated that they would like to have one wellness program each quarter. Snyder stated that he had received a request from an employee to increase the amount of reimbursement to the employee from \$150 to \$200. Merten suggested leaving the amount as it is now. Ahrendsen stated that more employees are going to the doctor for their physical, so the program is working. Motion by Merten, second by Ringgenberg, to approve an **allocation** of \$20,000 for Wellness activities in FY'22, continuing the amount reimbursed to employees for a **physical** at \$150, and allowing up to 3 hours of **paid time off** for their physical. Carried.

**Hear the Public:** Public Health Administrator Julie Sather stopped in to update the Board on the COVID vaccine, as she knew that the Board had questions. Sather stated that they are getting 100 doses of vaccine per week with 500 doses coming in this week. These 500 doses are divided between both Unity Point Clinics, United Community Health, BVRMC, and Public Health. Sather stated that they are going to start receiving an allocation of boosters on Tuesday, and an allocation of first doses every Friday. Merten asked Sather to come in and give the Board an update weekly, to get the word out.

Tom Schuetz, Group Services, was present virtually, and reviewed the self-funded portion of the County **health insurance rates**, with Stille Pierce & Pertzborn representatives, Mike Pertzborn, Tony Pertzborn, and Barb Wetherell present, along with the following members of the Insurance Committee and Department Heads: Tyler Van Houten, Mark Van Hooser (virtual), Yvonne Sandhoff, Rob Danielson (virtual), Bret Wilkinson (virtual) Angie Wilkinson (virtual), Karen Crilly (virtual), and Kim Johnson (virtual). The increase Schuetz calculated based on projected costs, leaving everything as is, would be 9.75%, with a cost increase of \$195,922. Schuetz stated that if the deductible with Wellmark were increased to \$7,000, self-funding the increase down to the \$1,000 deductible that the County currently has, and having a split co-pay of \$40/\$80, the increase would be 7.70%, for a cost increase of \$154,702. Ringgenberg commented that the split co-pay will increase the cost for the employee's regular doctor visit \$5, but if they go to a specialist, the increase will be \$45 more. No action was taken, this will be discussed at the February 9 board meeting.

Huseman left the meeting at 10:42 a.m.

**Supervisors meeting reports:** Ringgenberg attended the Storm Lake United meeting.

Board Member Merten introduced the following Resolution #2021-02-02-A entitled "RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF BUENA VISTA COUNTY, STATE OF IOWA (FOR GENERAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF", and moved that the same be adopted. Board Member Ringgenberg seconded the motion to adopt. The roll was called and the vote was, Ayes: Altena, Merten, Ringgenberg, Snyder. Nays: None. Absent: Huseman. Whereupon, the Chairperson declared the resolution duly adopted as follows:

**RESOLUTION #2021-02-02-A**

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF BUENA VISTA COUNTY, STATE OF IOWA (FOR GENERAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

**WHEREAS**, it is deemed necessary and advisable that Buena Vista County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$200,000, as authorized by Sections 331.402 and 331.442, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out general county purpose project(s) as hereinafter described; and

**WHEREAS**, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

**WHEREAS**, the Issuer has a population of more than 20,000 but not more than 50,000, and the Notes for these purposes do not exceed \$200,000; and

**WHEREAS**, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action; and

**WHEREAS**, before the Notes may be issued, it is necessary to comply with the provisions of Chapter 331 of the Code of Iowa, and to publish a notice of the proposal to issue such Notes and the right to petition for an election.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. That this Board meet in the Board Room, County Courthouse, 215 E. 5th Street, Storm Lake, Iowa, at 9:00 A.M., on the 23rd day of February, 2021, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$200,000 General Obligation Capital Loan Notes, for general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition and equipping of vehicles for the Sheriff's Department and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$200,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

Section 3. That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than ten clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF  
BUENA VISTA COUNTY, STATE OF IOWA, ON THE MATTER OF  
THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT AND  
THE ISSUANCE OF NOT TO EXCEED \$200,000 GENERAL  
OBLIGATION CAPITAL LOAN NOTES OF THE COUNTY (FOR  
GENERAL COUNTY PURPOSES), AND THE HEARING ON THE  
ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Buena Vista County, State of Iowa, will hold a public hearing on the 23rd day of February, 2021, at 9:00 A.M., in the Board Room, County Courthouse, 215 E. 5<sup>th</sup> Street, Storm Lake, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$200,000 General Obligation Capital Loan Notes, for general county purposes, bearing interest at a rate of not to exceed 9 per centum per annum, the Notes to be issued to provide funds to pay the costs of acquisition and equipping of vehicles for the Sheriff's Department. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At any time before the date of the meeting, a petition, asking that the question of issuing such Notes be submitted to the legal voters of the County, may be filed with the Auditor of the County in the

manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board will at the meeting or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of the County thereunder or will abandon the proposal to issue said Notes.

This notice is given by order of the Board of Supervisors of Buena Vista County, State of Iowa, as provided by Sections 331.402 and 331.442 of the Code of Iowa.

Dated this 2<sup>nd</sup> day of February, 2021.

Susan K. Lloyd, County Auditor  
Buena Vista County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 2<sup>nd</sup> day of February, 2021.

/s/ Kelly Snyder, Chairperson.....Attest: Susan K. Lloyd, County Auditor

Sheriff Kory Elston made a request to the Board to use Cares Act Funds to purchase new bullet-proof vests for the deputies. Elston stated that he would need 15 vests, and the approximate cost is \$1,850 each. Motion by Merten, second by Ringgenberg, to allow \$30,000, for Sheriff Elston to purchase **bullet-proof vests** for the deputies, out of the Cares Act Funds. Carried.

There being no further business, motion by Ringgenberg, second by Snyder, to adjourn the meeting at 11:28 a.m. until Tuesday, February 9 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
EIGHTH MEETING, 2021 SESSION (8)  
FEBRUARY 9, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 9, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

**Secondary Road Report:** The crew has been busy pushing back the snow along the roads; the shop is busy fixing equipment; they are working on building the aluminum culvert in the shop, when there is time.

Engineer Bret Wilkinson informed the Board of the used **semi-tractors** that he checked out. Wilkinson stated that he had issues with the wheel base on the used ones. Wilkinson stated that the estimated cost of a new model is \$136,000, with a 7-year warranty. There is no warranty on a used one. Wilkinson stated that he is looking for the best option, to maximize the amount of gravel they could bring back from Gilmore City. The consensus of the Board was to have Engineer Wilkinson keep looking for used tractors, 2017-2018 models, in order to get a price break. Wilkinson stated that anything newer than 2018, you might as well buy a new model.

Engineer Bret Wilkinson asked the Board for their thoughts of having Secondary Roads go to four **10-hour days** for the summer, from the week after Memorial Day through the week before Labor Day. The hours would be 6:30 a.m. – 4:30 p.m. Wilkinson would like to try it for one summer, and see how it goes. Snyder asked about the office staff, whether there would be someone in the office Monday-Friday. Wilkinson stated that the office staff would have the same hours as the road guys, four 10-hour days. Merten is concerned that if something comes up on Thursday afternoon or Friday, then it would have to wait until Monday to be addressed. Altena suggested having some work Monday-Thursday, and the rest work Tuesday-Friday. Wilkinson stated that staggering the shifts wouldn't work, because too many of them work together on projects. The consensus of the Board was to have Wilkinson re-poll the crew, and if they were in favor, then maybe try the change in hours this summer.

Public Health Administrator Julie Sather stopped in to update the Board on the **COVID vaccine**. Sather stated that the COVID numbers are down. Sather stated that Iowa is the lowest state in the nation for vaccine distribution. Sather stated that BV County is receiving 300 prime vaccines per week, with 50% going to 65 years of age and older, and the remaining 50% going to those in the tiers, along with guaranteed booster for those receiving the prime shots four weeks ago.

Huseman stepped out of the meeting at 9:23 a.m.

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

Motion by Ringgenberg, second by Merten, to approve the **minutes** of 2/2/21 as printed, and the following **reports**: January Veterans Commission minutes, January Sheriff's Report of Fees Collected, and January Sheriff's Report of Federal Inmate Billings. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **Bond Counsel Engagement Agreement** with Ahlers & Cooney, P.C., on the proposed issuance of approximately \$1,200,000 General Obligation Capital Loan Notes, Series 2021. Carried.

Huseman returned to the meeting at 9:35 a.m.

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.

Tyler Van Houten, spokesperson for the Insurance Committee, stated that the committee met, and are recommending increasing the deductible to \$7,000, going to \$40/\$80 split for co-pay, paying 100% of the employee share of insurance, and leaving the percentage that the County pays for the other three tiers of insurance at 70%. Others present for the discussion were Rob Danielson, Mark Van Hooser, Yvonne Sandhoff, Jason Butler, Dan Bailey, Luke Warkentin, Bret Wilkinson, Matt Brostad (virtual), and Angie Wilkinson (virtual). Merten commented that the only thing affecting the employees is the co-pay, raising from \$35 to \$40, with an \$80 co-pay for a specialist. Danielson stated that he appreciated being able to work with the Board, and having some say in what happens. Motion by Ringgenberg, second by Altena, to increase the **health insurance deductible**, on the Wellmark side, from \$6,500 to \$7,000, change the **co-pay** to a \$40/\$80 split, continue to pay 100% of a single plan, and to continue the **county share of the other 3 tiers** at 70%. Carried.

Payroll Clerk Yvonne Sandhoff presented the information on the rates for the various other insurances: health, dental, vision, AD & D, and group term life. The current **vision** plan did not change, still \$11.88 for the single Silver Plan. The **Principal Dental** rates won't be available until 45 days prior to the plan start date, however a 4% increase was used for budgeting. Motion by Ringgenberg, second by Huseman, to continue the current vision insurance, paying \$11.88 for the single Silver Plan, and to continue the \$20,000 **AD & D policy** for each employee along with a \$20,000 **group term life policy** with Principal, for FY'22. Carried.

Chairman Snyder stated that Secondary Road requested adding an **additional float day** (8 hours). No action was taken on this request, as it was not on the agenda. This will be added to next week's agenda.

The time arrived for the discussion on **salaries**. The Compensation Board had recommended a 2.5% increase in wages for the Attorney, Auditor, Recorder, Supervisor, and Treasurer, with a 4% increase for the Sheriff, and reaffirmed the longevity schedule for all elected officials, and also recommended an additional \$1,500 stipend for the Auditor, as Board Secretary, and an additional \$1,500 stipend for the Board Chairman. Auditor Lloyd presented projected ending fund balances for 6/30/2022. The General Fund has a good balance, but the Rural Basic Fund balance is very low. The Board discussed moving some of the Sheriff Deputies wages and benefits from the Rural Basic Fund back to the General Basic Fund. Motion by Merten, second by Altena, to accept the Compensation Board salary recommendations, setting the **FY'22 salary** increase for Attorney, Auditor, Recorder, Supervisors, Treasurer, at 2.5%, and 4% increase for the Sheriff, and including an additional \$1,500 stipend for the Auditor, as Board Secretary, and an additional \$1,500 stipend for the Board Chair, and reaffirmed the longevity schedule for all elected officials. Carried.

Motion by Ringgenberg, second by Huseman, to approve a 2.5% **wage increase** for FY'22, for the non-elected officials and their employees. Carried.

Motion by Merten, second by Ringgenberg, to approve a 2.5% **wage increase** for FY'22, for all Secondary Road employees, except the County Engineer, based on their current base rate, to encourage people to move up. Carried.

Merten commented that there are other departments that the Board of Supervisors can't control what they give for wage increases, as they have their own separate boards. **Conservation Board and Board of Health** both granted 4% increases, which sets a bad example for those employees that don't have a separate governing board. Snyder agreed with Merten, stating that this Board has no control over the other County Boards.

Motion by Ringgenberg, second by Merten, to set a public hearing for the **FY'22 Proposed Property Tax Levy** for March 2, 2021 at 9:00 a.m. in the boardroom of the Courthouse, and to set the General Basic levy at 3.5, General Supplemental levy at 2.3, and the Rural Basic levy at 3.95, and to publish the notice in the official papers. Carried.

The time arrived to begin **interviews** of the candidates for the County Treasurer position. The first candidate to interview was Danelle Haberman. Haberman requested that the Board go into closed session. Motion by Huseman, second by Ringgenberg, to go into closed session (at 11:05 a.m.) under Chapter 21.5(1)(i) of the 2021 Code of Iowa, to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Altena, second by Merten, to go out of **closed session** at 11:35 a.m. Carried.

The next candidate to **interview** was Sonia Banuelos. Banuelos requested that the Board go into closed session. Motion by Merten, second by Huseman, to go into closed session (at 11:35 a.m.) under Chapter 21.5(1)(i) of the 2021 Code of Iowa, to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Merten, second by Ringgenberg, to go out of **closed session** at 11:50 a.m. Carried.

The Board recessed at Noon for lunch, and resumed at 1:00 p.m. for more interviews for the County Treasurer position.

The next candidate to **interview** was Curtis Reis. Reis requested that the Board go into closed session. Motion by Merten, second by Altena, to go into closed session (at 1:05 p.m.) under Chapter 21.5(1)(i) of the 2021 Code of Iowa, to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Huseman, second by Ringgenberg, to go out of **closed session** at 1:25 p.m. Carried.

The next candidate to **interview** was Melinda Cords. Cords requested that the Board go into closed session. Motion by Merten, second by Ringgenberg, to go into closed session (at 1:34 p.m.) under Chapter 21.5(1)(i) of the 2021 Code of Iowa, to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Merten, second by Altena, to go out of **closed session** at 1:51 p.m. Carried.

The next candidate to **interview** was Megan Peterson. Peterson did not request a closed session, so the Board proceeded to ask her the questions that all of the candidates were given. Peterson has experience working in government and working with the public.

The next candidate to **interview** was Jessica Johnson. Johnson requested that the Board go into closed session. Motion by Merten, second by Ringgenberg, to go into closed session (at 2:45 p.m.) under Chapter 21.5(1)(i) of the 2021 Code of Iowa, to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Ringgenberg, second by Huseman, to go out of **closed session** at 3:11 p.m. Carried.

Merten commented that he was impressed with all of the candidates.

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 4:30 p.m. until Tuesday, February 16 at 8:30 a.m. for a regular session

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
NINTH MEETING, 2021 SESSION (9)  
FEBRUARY 16, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 16, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Engineer Bret Wilkinson informed the Board that he polled the Secondary Road employees as to whether they would like going to four 10-hour days, and there were 17 that said yes and 10 said no. Wilkinson stated that there was a lot of discussion about it, everyone has an opinion as to how they need to change other things in their life to make this work. Wilkinson suggested that the Board allow him to try this for this summer, and see how it goes, and then poll the employees again later to see what they thought. By then, they will know how the public responds to the change. The proposed hours would be Monday-Thursday 6:00 a.m. – 4:30 p.m., and would run from June 7 – September 2. Ringgenberg stated that she doesn't want the public to think that we are not available to them. Huseman recommended trying it this summer. Motion by Huseman, second by Altena, to accept the proposed **four 10-hour work days** for the whole Secondary Road Department, beginning June 7 and running through September 2, with hours 6:00 a.m. – 4:30 p.m., Monday-Thursday, with the week of July 5 working Tuesday-Friday and 8-hour days. Carried.

Engineer Bret Wilkinson presented plans and bid documents for bridge abutment repairs for Bridge #111 and Bridge #182, to extend their life. The bridges are located in Elk Township Sections 20/29 and Grant Township Section 15. Motion by Ringgenberg, second by Altena, to approve the plans and bid documents for bridge abutment repairs for **Bridge #111** and **Bridge #182**. Carried.

**Secondary Road Report:** The DOT came out with a memo on where counties are at for funding. The Federal Government gave states COVID Relief money, which comes to the DOT and then they will use the Road Use Tax formula to give funds to the counties. Buena Vista County could possibly receive \$278,000 in Secondary Road Funds and \$90,000 in Farm-to-Market Funds. The trucks were out on Sunday plowing. They are trying not to have equipment out when it is so cold, because then you have more breakdowns.



Engineer Bret Wilkinson stated that **Linn Grove bridge** was selected for the city bridge funds. The cost estimate of the bridge is \$3,000,000, with the remaining cost to BV County estimated at \$566,000.

Cara Elbert, NW IA Planning, was present virtually for her appointment. Elbert discussed the North Raccoon River Watershed projects, and the request for the County to purchase the White Family Trust land, along with buying out the CRP contract, all of which would be reimbursed through the grant funds. Merten commented that normally the CRP buyout is done by the seller, and not the purchaser. Elbert stated that it would be reimbursed by the grant. Elbert stated that she was seeking approval from the Board, to purchase the White Family Trust land and the CRP buyout, and then she would forward the paperwork on to the County Attorney. Conservation Director Greg Johnson was also present for the discussion, and said that he has a concern with the owner to the south, as there isn't a written easement to get to his 12-acre farm ground. Johnson stated that there should be a written easement before this purchase. Elbert stated that it is approximately \$160,000 for the property purchase and the CRP buyout. Johnson informed the Board that the Conservation Board recommends the purchase of the White Family Trust land, and stated that Conservation would maintain the land. Motion by Ringgenberg, second by Altena, to approve moving forward with the option to purchase the **White Family Trust land**, pending the easement with the landowner to the south, and the CRP buyout. Carried.

Cara Elbert, NW IA Planning, informed the Board of another request for a Career Links transportation sponsor for a CDBG grant, with RIDES and Rembrandt Enterprises. The applicant would be Buena Vista County, acting as fiscal agent, paying for the invoices and submitting for reimbursement. Elbert stated that it would be a 2-year grant, and would be approximately \$100,000. Merten stated that he would like to table this decision for a week, for more discussion. Elbert stated that this is the first step, the initial okay, so they can apply for the grant. Merten asked if would be transporting only BV County residents or if they would be going in to Clay County also. Elbert stated that it would be only BV County residents. Snyder stated that it is a good idea. Merten stated that normally for other agencies that the County is fiscal agent for, the County receives a fee for doing the work. Cara stated that the need has been identified, Rembrandt Enterprises contacted RIDES. Motion by Ringgenberg, second by Huseman, to go forward with applying for a **CDBG Career Links Transportation Grant** application for RIDES and Rembrandt Enterprises. Carried.

Env Health/Zoning Director Kim Johnson informed the Board that the **flood plain** deadline for protests is February 20. Johnson stated that she has received two protests so far, and they are not in the flood plain, they are 30' from the high-water mark of the lake.

Public Health Administrator Julie Sather updated the Board on the **COVID vaccine**. Sather stated that it was very busy last week with the vaccine, with 526 new vaccinations. A retail provider started last week. Sather stated that there will be a vaccine clinic on Thursday, for individuals 65+ years old, that don't have a local provider. Sather stated that they will be vaccinating the schools this week, Alta, Storm Lake, and Sioux Central. Sather estimates that it will be six months before getting those individuals 65+ and all of the tiers vaccinated.

Engineer Bret Wilkinson was back for the discussion about the request from his department for an additional float day, and an increase to the longevity pay. Secondary Road employees Dan Bailey and Luke Warkentin were present for the discussion. Bailey stated that they made the request last year, and then COVID hit, so nothing happened. Snyder stated that he had a discussion with the department heads, and they were not in favor of adding an additional float day, but they were in favor of an increase to the longevity pay. Conservation Director Greg Johnson stated that he was in favor of the increase in longevity, and was neutral on the float day. Snyder stated that for the Sheriff's Department, they forget about the float days, until they have to get them used in December, which creates a scheduling problem. The Sheriff's Department also gets comp-time to use. Bailey stated that Secondary Road doesn't get comp-time, so it punishes them by not having more time to use. Merten commented that he appreciated the input of Secondary Road, they did their homework, and stated that he would focus more on the additional float day, over additional longevity. Motion by Ringgenberg, second by Huseman, to increase the county **longevity** steps by \$10/step (to 5 yr-\$30/mo, 10 yr-\$40/mo, 15 yr-\$50/mo, 20 yr-\$60/mo, 25 yr-\$70/mo, 30 yr-\$80/mo, 35 yr-\$90/mo, 40 yr-\$100/mo), effective July 1, 2021. Merten asked if there could be a compromise for \$5 per month instead of \$10/month. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried. Motion by Merten, second by Ringgenberg, to approve an additional 8-hours of **float day**, for all county employees, effective immediately. Snyder suggested waiting until they see how the four 10-hour days go for Secondary Roads this summer. Ayes: Altena, Merten, Ringgenberg. Nays: Huseman, Snyder. Motion carried.

Motion by Altena, second by Huseman, to approve the **minutes** of 2/9/21 as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: January BV County Landfill Commission minutes, and February Manager's Report for Solid Waste Commission. Carried.

There being no further business, motion by Snyder, second by Ringgenberg, to adjourn the meeting at 11:00 a.m. until Tuesday, February 23 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TENTH MEETING, 2021 SESSION (10)  
FEBRUARY 23, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 23, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

**Secondary Road Report:** The trucks were out Sunday and yesterday pushing snow back; the bridge repair projects have been advertised, and Engineer Wilkinson sent the information to six contractors directly; they are taking the two new chassis to Minnesota today, to get the box and snow plows on them; Engineer Wilkinson is working on his 5-year construction program, which is due to DOT on April 15.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of 2/16/21 as corrected, and the following **reports**: December NW IA Planning & Development Commission minutes, November NW IA Chief Elected Official Board & Local Workforce Development Board Joint meeting minutes, January RIDES meeting minutes. Carried.

**Supervisor Meeting Reports:** Snyder attended the weekly COVID meeting, with the Public Health Administrator, BVRMC, and Clinics.

The Chairperson announced that this was the time and place for the public hearing and meeting on the matter of the authorization of a Loan Agreement and the issuance of not to exceed **\$200,000 General Obligation Capital Loan Notes**, in order to provide funds to pay the costs of acquisition and equipping of vehicles for the Sheriff's Department, for general county purposes, and that notice of the proposed action by the Board to institute proceedings for the authorization of the Loan Agreement and the issuance of the Notes and the right to petition for an election had been published as provided by Sections 331.402 and 331.442 of the Code of Iowa, and the Chairperson then asked the County Auditor whether any petition had been filed in the Auditor's Office, in the manner provided by Section 331.306 of the Code of Iowa, and the Auditor reported that no such petition had been filed, requesting that the question of issuing the Notes be submitted to the qualified electors of the County.

The Chairperson then asked the Auditor whether any written objections had been filed by any resident or property owner of the County to the issuance of the Notes. The Auditor advised the Chairperson and the Board that no written objections had been filed. The Chairperson then called for oral objections to the issuance of the Notes and none were made. Whereupon, the Chairperson declared the time for receiving oral and written objections to be closed.

Whereupon, the Chairperson declared the hearing on the authorization of entering into a Loan Agreement and the issuance of the Notes to be closed.

The Board then considered the proposed action and the extent of objections thereto.

Whereupon, Board Member Merten introduced and delivered to the Auditor the Resolution #2021-02-23-A hereinafter set out entitled "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL LOAN NOTES", and moved that the Resolution be adopted. Board Member Huseman seconded the motion. The roll was called and the vote was: Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None.

Whereupon, the Chairperson declared the measure duly adopted.

**RESOLUTION #2021-02-23-A**

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL LOAN NOTES

**WHEREAS**, pursuant to notice published as required by law, the Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$200,000 General Obligation Capital Loan Notes, for the general county purposes, in order to provide funds to pay the costs of acquisition and equipping of vehicles for the Sheriff's Department, and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and no petition was filed calling for a referendum thereon. The following action is now considered to be in the best interests of the County and residents thereof.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$200,000 General Obligation Capital Loan Notes, for the foregoing general county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

PASSED AND APPROVED this 23rd day of February, 2021.

/s/ Kelly Snyder, Chairperson.....Attest: Susan K. Lloyd, County Auditor

Tom Schuetz, Alera Group (formerly Group Services), updated the Board on some service upgrades and improvements. Schuetz commented that currently the Federal Government is paying for the COVID-19 vaccinations, but that may not continue. Schuetz informed the Board that TASC, which has been the County's service provider for **Flex Administration and COBRA**, has had deteriorating service the last few years, and so Schuetz looked for what else may be available, within the Alera Group companies. Schuetz stated that Reimbursement Specialists, Inc. (RSI), has a simple system, but the flow of dollars is different. There is a mobile app for employees 24/7, a consumer portal for employees 24/7, and an employer portal to manage the plan as needed. Debit cards are issued, two per account, there is online claim filing when the debit card is not used, and direct deposit reimbursement when the debit card is not used. There are no set up fees, and the cost is the same as what the county is paying for now. Schuetz stated that if there are any issues, Alera Group has direct contact, because is it part of the same company. COBRA would be the same. Schuetz stated that the County has until the end of 2021 to amend the 2020 Plan, to choose a rollover (\$500) or extended grace period (75 days). Schuetz stated that he will outline where the County is now, and demo the portal of RSI. As for the administration of the claims, Alera Group looked at an employee portal and electronic EOB's, but the cost was prohibitive. Alera Group has decided to outsource the claims administration piece to **Employee Benefit Services (EBS)**, Burlington, IA. EBS has an employee portal, electronic EOB's, which should be very easy to read. EBS also has a provider portal, to file electronically. Schuetz stated that the administration cost is less than what the cost is currently, and is guaranteed for three years. Employees would still contact Alera Group with questions. Schuetz stated that this move, to EBS, will be effective April 1, 2021. Veterans Service Officer David Andrews discussed the General Relief guidelines. Currently, the income guidelines for General Relief are from 2002. Andrews asked the Board if they would like to increase the income guidelines to the 2021 income projections. Motion by Huseman, second by Altena, to update the **General Relief income guidelines** to the 2021 Income Projections. Carried.

Veterans Service Officer David Andrews stated that he has individuals that want to apply for **General Relief** assistance, however, they are not citizens, but they have their green card and are allowed to be here to work. Andrews asked the Board if they wanted to allow these individuals to get assistance. The consensus of the Board was to table any action on this, until conferring with the County Attorney. This will be on the March 16 Supervisor agenda.

Public Health Administrator Julie Sather updated the Board on the **COVID vaccine**. Sather stated that it was very busy last week with the vaccine, with 750 vaccinations (678 new and 72 boosters). Public Health had 399 last week and 165 this week. Sather stated that Public Health receives 300 new doses and 300 boosters. HyVee received 200 doses last week and 200 doses this week. Sather stated that they are behind by 600 doses due to the snow down south. Sather is working with Elderbridge Agency for those individuals that can't get out to receive their vaccination. Sather is also working with Tyson and Rembrandt Enterprises.

Drainage Engineer Brian Blomme and IDALS Environmental Engineer Mike Bourland were present to discuss a proposed CREP Wetland Project in Section 19 of Lee Township. The proposed project is a mile east of the Hwy 10 and Hwy 71 intersection. Blomme stated that this CREP Project will affect DD #116 and Lats 1, 3, 4, 5, and 6. Bourland stated that the wetland area is 5.6 acres, and it would treat 1,000 acres for nitrate removal. Merten asked if this project would affect any of the other laterals that have been reclassified. Blomme stated that it wouldn't amount to much, only pennies. Motion by Ringgenberg, second by Merten, to approve modifications to **DD #116**, as proposed by the **IDALS CREP Wetland Project #BV933619D**, at the cost of the CREP Project. Carried. Motion by Merten, second by Ringgenberg, to direct legal council to review a **Drainage Agreement** to be developed for **DD #116** and the landowners of the CREP Wetland. Carried.

The Board Chair stated that he called and asked Curtis Reis and Danelle Haberman, both candidates for the County Treasurer position, if they would allow a closed session to discuss their applications. Both Reis and Haberman requested that the Board go into **closed session**. Motion by Ringgenberg, second by Merten, to go into closed session (at 10:58 a.m.) under Chapter 21.5(1)(i) of the 2021 Code of Iowa, to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Ringgenberg, second by Huseman, to go out of **closed session** at 11:30 a.m. Carried.

A call was placed to the County Attorney, regarding taking action today on the **Treasurer's appointment**, or waiting until Monday, March 1. The decision was made to wait to make the appointment until Monday, March 1, as it couldn't be official until there was a vacancy, which is March 1.

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 11:45 a.m. until Monday, March 1 at 8:00 a.m. for a special session, to appoint and swear in the new County Treasurer. Carried.

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Susan Lloyd, Auditor  
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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
ELEVENTH MEETING, 2021 SESSION (11)  
MARCH 1, 2021**

The Buena Vista County Board of Supervisors met in special session on Monday, March 1, 2021 at 8:00 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

The Chairman announced that after publishing a notice for interested persons to apply, six applications had been received for the County Treasurer position. After conducting interviews of all six applicants, and upon review of their qualifications and experience, motion by Ringgenberg, second by Altena, to approve and to authorize the Chairman to sign a certificate appointing Danelle Haberman as **County Treasurer** effective March 1, 2021 until the completion of the General Election canvass on November 15, 2022, unless a Special Election is called for, and until a County Treasurer is duly elected by the voters and qualified, which will fill the vacancy created by the retirement of Sherie Elbert on February 28, 2021. Carried.

There being no further business, motion by Merten, second by Huseman, to adjourn the meeting at 8:06 a.m. until Tuesday, March 2 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWELVTH MEETING, 2021 SESSION (12)  
MARCH 2, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 2, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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: Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, to bore under 200<sup>th</sup> Ave., between Sections 31/32 Newell Township, 30' north of 6541 200<sup>th</sup> Ave., for the accommodation of an underground primary cable, to eliminate an overhead clearance issue. Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the Final Bank Term Sheet regarding the **\$1,220,000 General Obligation Capital Loan Note**, Series 2021A, with Citizen's First National Bank, with a proposed interest rate of .82%. Carried.

The Chair opened the public hearing on the **Proposed Property Tax Levy for the FY'22** County Budget. Auditor Lloyd explained that this Max Levy notice only pertains to the General Fund and the Rural Fund. Buena Vista county levies the maximum of \$3.50 for the General Basic Fund, and \$2.3 for the General Supplemental Fund. The Rural Basic Fund is at the maximum levy of \$3.95. The total increase for the General Fund property tax dollars is 2.61% from the prior year, and the total increase for the Rural Fund property tax dollars is 2.72% from the prior year. The Chair asked if there were any questions from the public. Merten commented that this is the max that the levies can be, it is not set-in stone. Motion by Ringgenberg, second by Merten, to close the public hearing. Carried. Motion by Ringgenberg, second by Huseman to approve and authorize the Board to sign **Resolution #2021-03-02-A** Maximum Property Tax Dollars Resolution. Ayes: Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

**Resolution #2021-03-02-A**

**Maximum Property Tax Dollars Resolution**

**WHEREAS**, the Buena Vista County Board of Supervisors have considered the proposed FY '22 county maximum property tax dollars for both General County Services and Rural County Services, and

**WHEREAS**, a notice concerning the proposed county maximum property tax dollars was published as required and posted on county web site and/or social media accounts if applicable,

**WHEREAS**, a public hearing concerning the proposed county maximum property tax dollars was held on 3/2/2021,

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of Buena Vista County that the maximum property tax dollars for General County Services and Rural County Services for FY '22 shall not exceed the following:

- General County Services: \$7,397,199; an increase of 2.61% from the prior year
- Rural County Services: \$3,024,466; an increase of 2.72% from the prior year

Passed and adopted this 2nd day of March, 2021.

/s/ Kelly Snyder-Chair, Tom Huseman-Supervisor, Paul Merten-Supervisor, Rhonda Ringgenberg-Supervisor.....Attest: Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Merten, to set a public hearing for **BKJ Pork, BKJ Pork, LLC MMP** in Section 27 Newell Township, for March 16, 2021 at 9:30 a.m. Carried.

Motion by Ringgenberg, second by Merten, to set a public hearing for **Paradise Pork-Nutra Tech, LC MMP** in Section 27 Newell Township, for March 16, 2021 at 9:40 a.m. Carried.

Motion by Huseman, second by Merten, to set a public hearing on a **Master Matrix** for Gold 8, Tom Witt Contractor in Section 32, Coon Township, for March 30, 2021, at 9:00 a.m.

Motion by Huseman, second by Ringgenberg, to extend the **Families First Coronavirus Response Act (FFCRA) and Expanded FMLA** through March, 2021, and then revisit the subject again. Carried.

Motion by Ringgenberg, second by Merten, to leave the **Medical Examiner** as a contract employee, paid per case, and not allowed to be included on the county's health insurance plan. Ayes: Huseman, Ringgenberg, Snyder. Nays: None. Abstention: Merten. Motion carried.

Motion by Ringgenberg, second by Merten, to approve the **minutes** of 2/23/21 and 3/1/21 as printed, today's **claims approval list, stamped drainage warrant register**, and the following **reports**: February Sheriff's Report of Fees Collected, February Public Health Nursing Report, December Central Iowa Detention Commission minutes, January Conservation Board minutes, January Board of Health minutes, February Storm Lake United Director update, and January Storm Lake United meeting minutes. Carried.

Board Member Ringgenberg introduced the following Resolution entitled "RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE \$1,220,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2021A" and moved that it be adopted. Board Member Huseman seconded the motion to adopt, and the roll being called thereon, the vote was as follows: Ayes: Huseman, Merten, Ringgenberg, Snyder. Nays: None. Whereupon, the Chairperson declared the Resolution duly adopted as follows:

**RESOLUTION NO. 2021-03-02-B**

RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE \$1,220,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2021A

**WHEREAS**, Buena Vista County, sometimes hereinafter referred to as the County, is a political subdivision duly incorporated, organized and existing under and by virtue of the Constitution and laws of the State of Iowa; and

**WHEREAS**, it is deemed necessary that the County should enter into a Loan Agreement and borrow the amount of \$1,220,000 as authorized by Sections 331.402 and 331.443, Code of Iowa as amended; and

**WHEREAS**, a proposal has been received from Citizens First National Bank of Storm Lake, Iowa; and

**WHEREAS**, it is the intention of this Board of Supervisors to enter into a Loan Agreement in accordance with said proposal dated March 2, 2021.

**NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. That this Board of Supervisors does hereby accept the attached proposal of Citizens First National Bank of Storm Lake, Iowa, and takes additional action to permit the entering into of a Loan Agreement.

Section 2. The Chairperson and County Auditor are authorized and directed to proceed on behalf of the County to enter into such Loan Agreement, to negotiate the final terms of a Loan Agreement to take all action necessary to permit the entering into of a Loan Agreement on a basis favorable to the County and acceptable to the Purchaser, and to proceed to meet the conditions of this accepted proposal.

PASSED AND APPROVED this 2nd day of March, 2021.

/s/ Kelly Snyder, Chairperson, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Huseman, to set the **FY'22 County Budget** Public Hearing for Tuesday, March 23, 2021, at 9:00 a.m. in the Board of Supervisors Room of the Courthouse. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **Certificate of Appreciation** for Sherie Elbert, for her 6 years of service to Buena Vista County, serving as County Treasurer until her retirement on 2/28/2021. Carried.

Other topics discussed included: Living snow fences, Secondary Road report, COVID vaccine update, and Employee Benefit Systems discussion. (The complete text of the minutes is on file in the Auditor's Office and online at: [http://www.bvcountyowa.com/index.php/board\\_of\\_supervisors/supervisors\\_minutes](http://www.bvcountyowa.com/index.php/board_of_supervisors/supervisors_minutes))

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 10:28 a.m. until Tuesday, March 9 at 8:30 a.m. for a special session. Carried.

\_\_\_\_\_  
Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTEENTH MEETING, 2021 SESSION (13)  
MARCH 9, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 9, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Huseman, Merten (arrived at 9:55 from jury duty), 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, Huseman, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Pursuant to Chapter 50.24 of the 2021 Code of Iowa, motion by Ringgenberg, second by Altena, to declare the results, for Buena Vista County, of the **canvass** of the Alta-Aurelia Community School Special Election held March 2, as follows:

**Alta-Aurelia Community School District:** total voters – 177, 5.72% turnout

<b>For Public Measure CI</b>	YES.....	76	(42.94%)
	NO.....	101	(57.06%) Carried.

Results will not be final until March 16<sup>th</sup>, after the second-tier canvass.

Motion by Huseman, second by Ringgenberg, to approve the **minutes** of 3/2/21 as corrected, and the following **reports**: March Safety Committee minutes, February Sheriff's Report of Federal Inmate billings, January NW IA Regional Housing Trust Fund minutes, and January Rolling Hills Governance Board minutes. Carried.

Motion by Altena, second by Ringgenberg, to authorize the Auditor to **void and re-issue check** #307619, issued 10/13/2020 to Tanner Kockler, in the amount of \$8.00, as the check has been lost. Carried.

Motion by Huseman, second by Altena, to authorize the Auditor to **void and re-issue check** #308626, issued 12/22/2020 to Rebnord Technologies, Inc., in the amount of \$2,319.95, as the check has been lost. Carried.

Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the FY'22 **SHIELD** contract with NW IA Planning & Development Commission. Carried.

Motion by Ringgenberg, second by Huseman, to authorize the Chair to sign the **Confirmation of MSP Addendum, Fully Insured Renewal Premiums, and Account Information & Binder Agreement and SBC Employer Data Form** for Wellmark. Carried.

Motion by Ringgenberg, second by Altena, to approve payment to Heinsohn Digging & Tiling for **DD #3** repairs associated with Work Order BV-08-2020, in the amount of \$5,145.00. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the following forms for **Employee Benefit Systems (EBS) Third Party Administration Services**: Client Banking Information sheet, Authorization for Disclosure of Protected Health Information (PHI) form, Acknowledgement of Business Associate Agreement & Request to Share Protected Health Information form, Addendum (A)/Verification of Purchase (VOP), Employee Benefit Systems Third Party Administration Service Agreement. Addendum (B) Business Associate Agreement, and Addendum (C) Responsibility Agreement. Carried.

Motion by Huseman, second by Ringgenberg, to appoint Steve Jimmerson to the **NW IA Regional Housing Trust Fund Board**, replacing Marlowe Feldman. Carried.

Jeff Young, Chapter President of BACA (Bikers Against Child Abuse) presented information to the Board about the BACA organization, Young stated that April is Child Abuse Prevention month, and requested the Board to allow him to place a Child Abuse Prevention sign and pinwheels on Courthouse property for one week. Motion by Ringgenberg, second by Altena, to approve the request of Jeff Young, Chapter President of BACA, to place a **Child Abuse Prevention** sign and pinwheels on Courthouse property, from April 3-9. Carried.

Public Health Administrator Julie Sather gave the Board an update on the **COVID vaccine**. Sather stated that they had received 2,300 doses of Johnson & Johnson vaccine, and they used 2,000 last week for ag and manufacturing businesses. There will be a vaccination clinic at the BV County Fairgrounds on Thursday, with some doses kept back for those individuals that can't get out of their home. The Board asked about the red shed, if they were using it, or were going to use it, as we are continuing to pay rent on it. Sather stated that they are not using the red shed, and the Board could return it.

Merten arrived at the meeting at 9:55 a.m.

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.

The time arrived for the conference call with Calhoun and Sac Counties regarding hiring an Assistant to the Drainage Engineer for the three counties. Sac attended virtually and Calhoun called in to the meeting. Drainage Engineer Brian Blomme stated that only one application was submitted for the position as Assistant to the Drainage Engineer, which was Eric Yunginger. Blomme recommend the three Boards to approve hiring Eric Yunginger, as Assistant to the Drainage Engineer, at a starting wage of \$30/hour, with a .75 increase after 6 months and again after one year, plus any increases granted to Buena Vista County employees at July 1. Motion by Merten, second Altena, to approve the **hire** of Eric Yunginger, as Assistant to the Drainage Engineer, pending his physical capacity profile (PCP) test completion today, effective March 22, 2021, at a rate of \$30/hour, with .75 increases at the end of 6 months and one year, along with any increases the BV County Board gives to employees at July 1. Yunginger will be given credit for the three years he worked for Sac County, for setting his vacation and longevity. Carried. (Sac and Calhoun Counties also approved this motion during their Board meeting)

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 10:19 a.m. until Tuesday, March 16 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FOURTEENTH MEETING, 2021 SESSION (14)  
MARCH 16, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 16, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Huseman.

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

Engineer Bret Wilkinson presented a utility permit for Premier Communications, Sioux Center, IA, to place a 24-count fiber optic cable on the east shoulder of 140<sup>th</sup> Street, at a minimum of 36" deep, going south to Rembrandt Foods at 1419 480<sup>th</sup> Street, boring under all culverts. Then, they would place a 12-count fiber from the intersection of US 71 and IA 10 going west on the north shoulder of 460<sup>th</sup> Street at a minimum of 36" deep, then south on the west shoulder of 120<sup>th</sup> Ave. at a minimum of 36" deep to 4661 120<sup>th</sup> Ave., boring under all culverts. Wilkinson stated that he will have an inspector out watching the installation, and marking where the crossroad culverts are, so that they are not missed. The Board requested Wilkinson to bill the company for the additional hours of the inspector. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **utility permit** for Premier Communications, Sioux Center, Iowa, to place miles of fiber optic cable in the shoulder of the road, from the intersection of 430<sup>th</sup> St. and 140<sup>th</sup> Ave. to 1419 480<sup>th</sup> St. and 4661 120<sup>th</sup> Ave., in Lee & Barnes Townships. Carried.

Engineer Bret Wilkinson discussed increasing entrance installation rates. The rates were last updated in 2016, and the costs are going up. Wilkinson would like to add an additional \$5/foot for the cost of the pipe, and an additional \$50/driveway for the cost of equipment and labor. Motion by Ringgenberg, second by Altena, to approve increasing **entrance installation rates**, adding an additional \$5/foot for the cost of pipe, and an additional \$50/driveway, due to increased material and labor costs. Carried.

Engineer Bret Wilkinson presented information on semi-tractors that he found online, but they were not exactly what they are looking for. It is still the preference to buy new, with the warranty. Wilkinson would like to purchase a new Western Star semi-tractor, with a 7-year warranty, which matches up with their dump trucks, using the same filters and supplies, same software, and the shop guys know how to work on them. Motion by Altena, second by Ringgenberg, to approve and authorize the purchase of a Western Star **semi-tractor** for Secondary Roads, in the amount of \$136,990, with a 7-year warranty. Merten asked if Wilkinson was trading in, or adding to the fleet. Wilkinson stated that didn't intend to trade in the older tractor, but said that it could be advertised to take sealed bids, with the option to reject all bids, if they decide to keep it. Carried.

**Secondary Road Report:** The crew was out plowing snow yesterday, and cleaning up the roads today. Wilkinson stated that the gravel roads are sloppy and it's going to be a challenge this week. Wilkinson stated that they have enough salt and sand to complete the year; Wilkinson stated that parts are taking a long time to receive, they need to order six months in advance, what they may need for next winter; Wilkinson is working on his 5-year program for the DOT.

Veterans Service Officer Dave Andrews met to discuss the **General Relief** guideline verbiage, and asked the Board if they wanted to change it to include those individuals that are not U.S. citizens, but living legally in the U.S. and legally allowed to work here. Merten asked Andrews to check with the County Attorney, but stated he is fine leaving everything as is. Altena is okay with changing the verbiage, since these individuals are working here and paying taxes here. Merten is worried about those individuals that are only here for six months and then leave. Snyder suggested requesting proof of residence of six months. The consensus of the Board was to have Andrews write up his proposed General Relief guideline verbiage, and show it to the County Attorney, to get his approval, and then bring it back to the Board to consider.

Veterans Service Officer Dave Andrews reviewed his **VA Annual Report** with the Board, stating that he had 149 client visits and 243 phone contacts. Andrews also updated the Board on General Relief.

The Chairman opened the **Public Hearing** for **BKJ Pork-BKJ Pork, LLC, MMP** in Section 27 of Newell Township, with Env Health/Zoning Director Kim Johnson, Debbie Witt, Rusty Kosky, and Marie Eckerman present. Johnson stated that she had not received any written comments. Eckerman stated that she had some concerns, stating that there is a wetland in the middle of that Section, also that there are drainage tiles there, and she wondered how it would affect the ground water. Snyder stated that this was a public hearing, to hear comments and concerns of the landowners, which will be passed on to the DNR. Merten stated that the Board of Supervisors don't have any authority over approval, they can only send the public comments to the DNR. Motion by Ringgenberg, second by Merten, to the close Public Hearing. Carried.

The Chairman opened the **Public Hearing** for **Paradise Pork-Nutra Tech, LC, MMP** in Section 27 of Newell Township, with Env Health/Zoning Director Kim Johnson, Debbie Witt, Rusty Kosky, and Marie Eckerman present. Johnson stated that she had not received any written comments. Eckerman stated that she had the same concerns with this MMP as she did with BKJ Pork's MMP. Motion by Ringgenberg, second by Altena, to close Public Hearing. Carried.

Ray Dentlinger, head coach of the Trap Shooting Club for Storm Lake Public, St. Mary's, Newell-Fonda, and Sioux Central students, requested the Board to allow their club to shoot at Goldsmith Pit. Detlinger stated that safety is first, and there are a lot of fundamentals before the students are allowed on the range. Detlinger stated that they cover general liability on the students and can provide proof of insurance. Engineer Bret Wilkinson and Supervisor Chair Kelly Snyder have been out to the Goldsmith Pit and looked over the area they want to use. Wilkinson stated that he was okay with it, since it is not long term, and it is not open to the public, and it is a controlled group of students for two days per week. Snyder stated that he checked with the County's insurance carrier, and they sent an underwriter out to look at the area. The insurance company contacted Snyder and stated that they had no concerns. Motion by Merten, second by Ringgenberg, to allow the request of Ray Detlinger and the **Trap Shooting Club**, to allow the club to shoot at Goldsmith Pit, two days per week, for two months. Carried.

Public Health Administrator Julie Sather gave the Board an update on the **COVID vaccine**. Sather stated that BV County has a 4% positivity rate for the last seven days, the best in our area. Sather stated that 27% of the positive cases are 18-29 years old. This week, there will be another vaccination clinic at Kings Pointe. Sather stated that there have been 3,400 people fully vaccinated in BV County, and another 2,000 have received their first dose. Sather estimates that by May 3, anyone will be able to be vaccinated.

Motion by Ringgenberg, second by Altena, to declare the results of the **second-tier canvass** of the March 2, 2021 Alta-Aurelia Community School Special Election, for Public Measure CI as follows:

“Shall the Board of Directors of the Alta-Aurelia Community School District in the Counties of Buena Vista, Cherokee, and Sac, State of Iowa, be authorized to levy tax upon all the taxable property within the School District of not to exceed thirteen and one-half cents (13½¢) per thousand dollars of assessed valuation of the taxable property within the School District for public educational and recreational activities and community education purposes?”

**Alta-Aurelia Community School District:** total voters – 282

<b>For Public Measure C1</b>	YES.....	118	(41.84%)
	NO.....	164	(58.16%) Carried.

Board Member Ringgenberg introduced the following Resolution entitled "RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$1,220,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2021A, AND LEVYING A TAX TO PAY SAID NOTES; APPROVAL OF THE TAX EXEMPTION CERTIFICATE" and moved that it be adopted. Board Member Altena seconded the motion to adopt, and the roll being called thereon, the vote was as follows: Ayes: Altena, Merten, Ringgenberg, Snyder. Nays: None. Whereupon, the Chairperson declared said Resolution duly adopted as follows:

**RESOLUTION #2021-03-16-A**

RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$1,220,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2021A, AND LEVYING A TAX TO PAY SAID NOTES; APPROVAL OF THE TAX EXEMPTION CERTIFICATE

**WHEREAS**, the Issuer is a political subdivision, organized and exists under and by virtue of the laws and Constitution of the State of Iowa; and

**WHEREAS**, the County is in need of funds to pay costs of acquisition and equipping of vehicles for the Sheriff's Department, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$200,000 be authorized for said purpose(s); and

**WHEREAS**, the Issuer has a population of more than 20,000 but not more than 50,000, and the Notes for these purposes do not exceed \$200,000; and

**WHEREAS**, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

**WHEREAS**, the Issuer is in need of funds to pay costs of the remediation, restoration, repair, cleanup, replacement, and improvement of property, buildings, equipment, and public facilities that have been damaged by a disaster as defined in section 29C.2 and that are located in an area that the governor has proclaimed a disaster emergency or the president of the United States has declared a major disaster, including Linn Grove Dam, and the reimbursement of the county's general fund or other funds of the county for expenditures made related to remediation, restoration, repair, and cleanup of damage caused by a disaster as defined in section 29C.2 when the damage is located in an area that the governor has proclaimed a disaster emergency or the president of the United States has declared a major disaster, including Linn Grove Dam, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$5,000,000 be authorized for said purpose(s); and

**WHEREAS**, pursuant to notice published as required by Sections 331.402 and 331.443 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of the Notes, and the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

**WHEREAS**, pursuant to Section 331.445 of the Code of Iowa, it is hereby found and determined that the various general obligation capital loan Notes authorized as hereinabove described shall be combined for the purpose of issuance in a single issue of \$1,220,000 General Obligation Capital Loan Notes as hereinafter set forth; and

**WHEREAS**, the above mentioned Notes were heretofore sold and action should now be taken to issue said Notes conforming to the terms and conditions of the best bid received at the sale.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- "Issuer" and "County" shall mean Buena Vista County, State of Iowa.
- "Loan Agreement" shall mean a Loan Agreement between the Issuer and a lender or lenders in substantially the form attached to and approved by this Resolution.
- "Note Fund" shall mean the fund created in Section 3 of this Resolution.
- "Notes" shall mean \$1,220,000 General Obligation Capital Loan Notes, Series 2021A, authorized to be issued by this Resolution.
- "Paying Agent" shall mean the County Auditor, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein as Issuer's agent to provide for the payment of principal of and interest on the Notes as the same shall become due.

- "Project" shall mean the costs of the remediation, restoration, repair, cleanup, replacement, and improvement of property, buildings, equipment, and public facilities that have been damaged by a disaster as defined in section 29C.2 and that are located in an area that the governor has proclaimed a disaster emergency or the president of the United States has declared a major disaster, including Linn Grove Dam, and the reimbursement of the county's general fund or other funds of the county for expenditures made related to remediation, restoration, repair, and cleanup of damage caused by a disaster as defined in section 29C.2 when the damage is located in an area that the governor has proclaimed a disaster emergency or the president of the United States has declared a major disaster, including Linn Grove Dam; and acquisition and equipping of vehicles for the Sheriff's Department.

- "Project Fund" shall mean the fund required to be established by this Resolution for the deposit of the proceeds of the Notes.

- "Rebate Fund" shall mean the fund so defined in and established pursuant to the Tax Exemption Certificate.

- "Registrar" shall mean the County Auditor of Buena Vista County, Iowa, or such successor as may be approved by Issuer as provided herein and who shall carry out the duties prescribed herein with respect to maintaining a register of the owners of the Notes. Unless otherwise specified, the Registrar shall also act as Transfer Agent for the Notes.

- "Resolution" shall mean this resolution authorizing the Notes.

- "Tax Exemption Certificate" shall mean the Tax Exemption Certificate approved under the terms of this Resolution and to be executed by the Treasurer and delivered at the time of issuance and delivery of the Notes.

- "Treasurer" shall mean the County Treasurer or such other officer as shall succeed to the same duties and responsibilities with respect to the recording and payment of the Notes issued hereunder.

Section 2. Levy and Certification of Annual Tax; Other Funds to be Used.

- a) Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Notes hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in Buena Vista County, State of Iowa, to-wit:

AMOUNT	FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION
\$101,700	2021/2022
\$101,266	2022/2023
\$351,511	2023/2024
\$351,699	2024/2025
\$351,862	2025/2026

(NOTE: For example, the levy to be made and certified against the taxable valuations of January 1, 2021 will be collected during the fiscal year commencing July 1, 2022.)

b) Resolution to be Filed with County Auditor. A certified copy of this Resolution shall be filed with the Auditor of Buena Vista County, Iowa and the Auditor is hereby instructed in and for each of the years as provided, to levy and assess the tax hereby authorized in Section 2 of this Resolution, in like manner as other taxes are levied and assessed, and such taxes so levied in and for each of the years aforesaid be collected in like manner as other taxes of the County are collected, and when collected be used for the purpose of paying principal and interest on said Notes issued in anticipation of the tax, and for no other purpose whatsoever.

c) Additional County Funds Available. Principal and interest coming due at any time when the proceeds of said tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the County available for that purpose and reimbursement shall be made from such special fund in the amounts thus advanced.

Section 3. Note Fund. Said tax shall be assessed and collected each year at the same time and in the same manner as, and in addition to, all other taxes in and for the County, and when collected they shall be converted into a special fund within the Debt Service Fund to be known as the "GENERAL OBLIGATION CAPITAL LOAN NOTE FUND NO. 1" (the "Note Fund"), which is hereby pledged for and shall be used only for the payment of the principal of and interest on the Notes hereinafter authorized to be issued; and also there shall be apportioned to said fund its proportion of taxes received by the County from property that is centrally assessed by the State of Iowa.

Section 4. Application of Note Proceeds. Proceeds of the Notes, other than accrued interest except as may be provided below, shall be credited to the Project Fund and expended therefrom for the purposes of issuance. Any amounts on hand in the Project Fund shall be available for the payment of the principal of or interest on the Notes at any time that other funds shall be insufficient to the purpose, in which event such funds shall be repaid to the Project Fund at the earliest opportunity. Any balance on hand in the Project Fund and not immediately required for its purposes may be invested not inconsistent with limitations provided by law or this Resolution.

Section 5. Investment of Note Fund Proceeds. All moneys held in the Note Fund, provided for by Section 3 of this Resolution shall be invested in investments permitted by Chapter 12B, Code of Iowa, as amended, or deposited in financial institutions which are members of the Federal Deposit Insurance Corporation and the deposits in which are insured thereby and all such deposits exceeding the maximum amount insured from time to time by FDIC or its equivalent successor in any one financial institution shall be continuously secured in compliance with Chapter 12C of the Code of Iowa, as amended, or otherwise by a valid pledge of direct obligations of the United States Government having an equivalent market value. All such interim investments shall mature before the date on which the moneys are required for payment of principal of or interest on the Notes as herein provided.

Section 6. Note Details, Execution and Redemption.



Note Details. General Obligation Capital Loan Notes of the County in the amount of \$1,220,000, shall be issued to evidence the obligations of the Issuer under the Loan Agreement pursuant to the provisions of Sections 331.402, 331.442, 331.443 and 331.445 of the Code of Iowa for the aforesaid purposes. The Notes shall be issued in one or more series and shall be secured equally and ratably from the sources provided in Section 3 of this Resolution. The Notes shall be designated "GENERAL OBLIGATION CAPITAL LOAN NOTE, SERIES 2021A", be dated March 31, 2021, and bear interest from the date thereof at the rate of 0.820%, until payment thereof, at the office of the Paying Agent. Principal of and interest on the Note shall be payable as set forth in the Amortization Schedule attached to the Note and incorporated herein by this reference. At the request of the original purchaser of the Note, the Notes shall be issued as a single Note in the total authorized amount of \$1,220,000.

The Notes shall be executed by the manual or facsimile signature of the Chairperson and attested by the manual or facsimile signature of the Auditor, and impressed or printed with the seal of the County and shall be fully registered as to both principal and interest as provided in this Resolution; principal, interest and premium, if any, shall be payable at the office of the Paying Agent by mailing of a check to the registered owner of the Note. The Notes shall be in the denomination of \$100,000 or integral multiples of \$1,000 in excess thereof. The Notes shall mature and bear interest as follows:

<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Maturity June 1st</u>
\$1,220,000	0.820%	2026*

\* Term Note

a) Redemption.

Optional Redemption. Notes may be called for optional redemption by the Issuer on that date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Note. Failure to give written notice to any registered owner of the Notes or any defect therein shall not affect the validity of any proceedings for the redemption of the Notes. All Notes or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If selection by lot within a maturity is required, the Registrar shall designate the Notes to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of Notes to be called has been reached.

(b) Mandatory Payment and Redemption of Term Notes. All Term Notes are subject to mandatory redemption prior to maturity at a price equal to 100% of the portion of the principal amount thereof to be redeemed plus accrued interest at the redemption date on June 1st of each of the years in the principal amount set opposite each year in the following schedule:

Principal Amount	Term Note	
	Interest Rate	Maturity June 1st
\$90,000	0.820%	2022
\$92,000	0.820%	2023
\$343,000	0.820%	2024
\$346,000	0.820%	2025
\$349,000	0.820%	2026*

\*Final Maturity

Section 7. Registration of Notes; Appointment of Registrar; Transfer; Ownership; Delivery; and Cancellation.

a) Registration. The ownership of Notes may be transferred only by the making of an entry upon the books kept for the registration and transfer of ownership of the Notes, and in no other way. The County Auditor is hereby appointed as Note Registrar under the terms of this Resolution. Registrar shall maintain the books of the Issuer for the registration of ownership of the Notes for the payment of principal of and interest on the Notes as provided in this Resolution. All Notes shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 331.446 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Notes and in this Resolution.

b) Transfer. The ownership of any Note may be transferred only upon the Registration Books kept for the registration and transfer of Notes and only upon surrender thereof at the office of the Registrar together with an assignment duly executed by the holder or his duly authorized attorney in fact in such form as shall be satisfactory to the Registrar, along with the address and social security number or federal employer identification number of such transferee (or, if registration is to be made in the name of multiple individuals, of all such transferees). In the event that the address of the registered owner of a Note (other than a registered owner which is the nominee of the broker or dealer in question) is that of a broker or dealer, there must be disclosed on the Registration Books the information pertaining to the registered owner required above. Upon the transfer of any such Note, a new fully registered Note, of any denomination or denominations permitted by this Resolution in aggregate principal amount equal to the unmatured and unredeemed principal amount of such transferred fully registered Note, and bearing interest at the same rate and maturing on the same date or dates shall be delivered by the Registrar.

c) Registration of Transferred Notes. In all cases of the transfer of the Notes, the Registrar shall register, at the earliest practicable time, on the Registration Books, the Notes, in accordance with the provisions of this Resolution.

d) Ownership. As to any Note, the person in whose name the ownership of the same shall be registered on the Registration Books of the Registrar shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such Notes and the premium, if any, and interest thereon shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note, including the interest thereon, to the extent of the sum or sums so paid.

e) Cancellation. All Notes which have been redeemed shall not be reissued but shall be cancelled by the Registrar. All Notes which are cancelled by the Registrar shall be destroyed and a certificate of the destruction thereof shall be furnished promptly to the Issuer;

provided that if the Issuer shall so direct, the Registrar shall forward the cancelled Notes to the Issuer.

f) Non-Presentation of Notes. In the event any payment check, wire, or electronic transfer of funds representing payment of principal of or interest on the Notes is returned to the Paying Agent or if any note is not presented for payment of principal at the maturity or redemption date, if funds sufficient to pay such principal of or interest on Notes shall have been made available to the Paying Agent for the benefit of the owner thereof, all liability of the Issuer to the owner thereof for such interest or payment of such Notes shall forthwith cease, terminate and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the owner of such Notes who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Resolution or on, or with respect to, such interest or Notes. The Paying Agent's obligation to hold such funds shall continue for a period equal to two years and six months following the date on which such interest or principal became due, whether at maturity, or at the date fixed for redemption thereof, or otherwise, at which time the Paying Agent shall surrender any remaining funds so held to the Issuer, whereupon any claim under this Resolution by the Owners of such interest or Notes of whatever nature shall be made upon the Issuer.

g) Registration and Transfer Fees. The Registrar may furnish to each owner, at the Issuer's expense, one note for each annual maturity. The Registrar shall furnish additional Notes in lesser denominations (but not less than the minimum denomination) to an owner who so requests.

Section 8. Reissuance of Mutilated, Destroyed, Stolen or Lost Notes. In case any outstanding Note shall become mutilated or be destroyed, stolen or lost, the Issuer shall at the request of Registrar authenticate and deliver a new Note of like tenor and amount as the Note so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Note to Registrar, upon surrender of such mutilated Note, or in lieu of and substitution for the Note destroyed, stolen or lost, upon filing with the Registrar evidence satisfactory to the Registrar and Issuer that such Note has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Registrar and Issuer with satisfactory indemnity and complying with such other reasonable regulations as the Issuer or its agent may prescribe and paying such expenses as the Issuer may incur in connection therewith.

Section 9. Record Date. Payments of principal and interest, otherwise than upon full redemption, made in respect of any Note, shall be made to the registered holder thereof or to their designated agent as the same appear on the books of the Registrar on the 15th day of the month preceding the payment date. All such payments shall fully discharge the obligations of the Issuer in respect of such Notes to the extent of the payments so made. Upon receipt of the final payment of principal, the holder of the Note shall surrender the Note to the Paying Agent.

Section 10. Execution, Authentication and Delivery of the Notes. Upon the adoption of this Resolution, the Chairperson and Auditor shall execute the Notes by their manual or authorized signature and deliver the Notes to the Registrar, who shall authenticate the Notes and deliver the same to or upon order of the Purchaser. No Note shall be valid or obligatory for any purpose or shall be entitled to any right or benefit hereunder unless the Registrar shall duly endorse and execute on such Note a Certificate of Authentication substantially in the form of the Certificate herein set forth. Such Certificate upon any Note executed on behalf of the Issuer shall be conclusive evidence that the Note so authenticated has been duly issued under this Resolution and that the holder thereof is entitled to the benefits of this Resolution.

Section 11. Right to Name Substitute Paying Agent or Registrar. Issuer reserves the right to name a substitute, successor Registrar or Paying Agent upon giving prompt written notice to each registered noteholder.

Section 12. Form of Note. Notes shall be printed substantially in the form as follows:

"STATE OF IOWA"  
"COUNTY OF BUENA VISTA"  
"GENERAL OBLIGATION CAPITAL LOAN NOTE"  
"SERIES 2021A"

COUNTY PURPOSE

Rate: 0.820%  
Maturity: June 1, 2026  
Note Date: March 31, 2021  
CUSIP No.: N/A  
"Registered"  
Certificate No. 1  
Principal Amount: \$1,220,000

Buena Vista County, State of Iowa, a political subdivision organized and existing under and by virtue of the Constitution and laws of the State of Iowa (the "Issuer"), for value received, promises to pay from the source and as hereinafter provided, on the maturity date indicated above, to

(Registration panel to be completed by Registrar or Printer with name of Registered Owner).

or registered assigns, the principal sum of (enter principal amount in long form) THOUSAND DOLLARS in lawful money of the United States of America, on the maturity date shown above, only upon presentation and surrender hereof at the office of the County Auditor, Paying Agent of this issue, or its successor, with interest on said sum from the date hereof until paid at the rate per annum specified above, payable as to principal and interest as set forth in the Amortization Schedule attached hereto and incorporated herein by this reference.

Interest and principal shall be paid to the registered holder of the Note as shown on the records of ownership maintained by the Registrar as of the 15th day of the month preceding such interest payment date. Interest shall be computed on the basis of a 360-day year of twelve 30-day months.

This Note is issued pursuant to the provisions of Sections 331.402, 331.442, 331.443 and 331.445 of the Code of Iowa, for the purpose of paying costs of the remediation, restoration, repair, cleanup, replacement, and improvement of property, buildings, equipment, and public facilities that have been damaged by a disaster as defined in section 29C.2 and that are located in an area that the governor has proclaimed a disaster emergency or the president of the United States has declared a major disaster, including Linn Grove Dam, and the reimbursement of the county's general fund or other funds of the county for expenditures made related to remediation, restoration, repair, and cleanup of damage caused by a disaster as defined in section 29C.2 when the damage is located in an area that the governor has proclaimed a disaster emergency or the president of the United States has declared a major disaster, including Linn Grove Dam; and acquisition and equipping of vehicles for the Sheriff's Department, and in order to evidence the obligations of the Issuer under a certain Loan Agreement dated the date hereof, in conformity to a Resolution of the Board of said County duly passed and approved. For a complete statement of the funds from which and the conditions under which this Note is payable, and the general covenants and provisions pursuant to which this Note is issued, reference is made to the above described Loan Agreement and Resolution.

All Term Notes are subject to mandatory redemption prior to maturity at a price equal to 100% of the portion of the principal amount thereof to be redeemed plus accrued interest at the redemption date on June 1st of each of the years in the principal amount set opposite each year in the following schedule:

Principal Amount	Interest Rate	Maturity June 1st
\$90,000	0.820%	2022
\$92,000	0.820%	2023
\$343,000	0.820%	2024
\$346,000	0.820%	2025
\$349,000	0.820%	2026*

\* Term Note

Notes may be called for optional redemption by the Issuer and paid before maturity on said date or any date thereafter, from any funds regardless of source, in whole or from time to time in part, in any order of maturity and within an annual maturity by lot. The terms of redemption shall be par, plus accrued interest to date of call.

Thirty days' written notice of redemption shall be given to the registered owner of the Note. Failure to give written notice to any registered owner of the Notes or any defect therein shall not affect the validity of any proceedings for the redemption of the Notes. All notes or portions thereof called for redemption will cease to bear interest after the specified redemption date, provided funds for their redemption are on deposit at the place of payment. Written notice will be deemed completed upon transmission to the owner of record.

If selection by lot within a maturity is required, the Registrar shall designate the Notes to be redeemed by random selection of the names of the registered owners of the entire annual maturity until the total amount of Notes to be called has been reached.

Ownership of this Note may be transferred only by transfer upon the books kept for such purpose by the County Auditor, the Registrar. Such transfer on the books shall occur only upon presentation and surrender of this Note at the office of the Registrar as designated below, together with an assignment duly executed by the owner hereof or his duly authorized attorney in the form as shall be satisfactory to the Registrar. Issuer reserves the right to substitute the Registrar and Paying Agent but shall, however, promptly give notice to registered Noteholders of such change. All notes shall be negotiable as provided in Article 8 of the Uniform Commercial Code and Section 331.446 of the Code of Iowa, subject to the provisions for registration and transfer contained in the Note Resolution.

This Note is a "qualified tax-exempt obligation" designated by the County for purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986.

And it is hereby represented and certified that all acts, conditions and things requisite, according to the laws and Constitution of the State of Iowa, to exist, to be had, to be done, or to be performed precedent to the lawful issue of this Note, have been existent, had, done and performed as required by law; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the territory of the Issuer for the payment of the principal and interest of this Note as the same will respectively become due; that such taxes have been irrevocably pledged for the prompt payment hereof, both principal and interest; and the total indebtedness of the Issuer including this Note, does not exceed the constitutional or statutory limitations.

IN TESTIMONY WHEREOF, the Issuer by its Board of Supervisors, has caused this Note to be signed by the manual or facsimile signature of its Chairperson and attested by the manual or facsimile signature of its County Auditor, with the seal of the County printed or impressed hereon, and to be authenticated by the manual signature of an authorized representative of the Registrar, the County Auditor, Storm Lake, Iowa.

Date of authentication: \_\_\_\_\_

This is one of the Notes described in the within mentioned Resolution, as registered by the County Auditor.

COUNTY AUDITOR, Registrar

By: \_\_\_\_\_

Authorized Signature

Registrar and Transfer Agent: County Auditor  
Paying Agent: County Auditor

SEE REVERSE FOR CERTAIN DEFINITIONS

(Seal)  
(Signature Block)

BUENA VISTA COUNTY, STATE OF IOWA

By: \_\_\_\_\_ (manual or facsimile signature)  
Chairperson

ATTEST:

By: \_\_\_\_\_ (manual or facsimile signature)  
County Auditor

(Information Required for Registration)

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_ (Social Security or Tax Identification No. \_\_\_\_\_) the within Note and does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney in fact to transfer the said Note on the books kept for registration of the within Note, with full power of substitution in the premises.

Dated: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Person(s) executing this Assignment sign(s) here)

SIGNATURE )  
GUARANTEED) \_\_\_\_\_

IMPORTANT - READ CAREFULLY

The signature(s) to this Power must correspond with the name(s) as written upon the face of the certificate(s) or note(s) in every particular without alteration or enlargement or any change whatever. Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signature to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.

INFORMATION REQUIRED FOR REGISTRATION OF TRANSFER

Name of Transferee(s) \_\_\_\_\_

Address of Transferee(s) \_\_\_\_\_

Social Security or Tax Identification \_\_\_\_\_

Number of Transferee(s) \_\_\_\_\_

Transferee is a(n): \_\_\_\_\_

Individual\* \_\_\_\_\_ Corporation \_\_\_\_\_

Partnership \_\_\_\_\_ Trust \_\_\_\_\_

\*If the Note is to be registered in the names of multiple individual owners, the names of all such owners and one address and social security number must be provided.

The following abbreviations, when used in the inscription on the face of this Note, shall be construed as though written out in full according to applicable laws or regulations:

- TEN COM - as tenants in common
- TEN ENT - as tenants by the entireties
- JT TEN - as joint tenants with rights of survivorship and not as tenants in common
- IA UNIF TRANS MIN ACT ..... Custodian .....  
(Cust) (Minor)  
Under Iowa Uniform Transfers to Minors Act.....

(State)

ADDITIONAL ABBREVIATIONS MAY  
ALSO BE USED THOUGH NOT IN THE ABOVE LIST

(End of form of Note)

Section 13. Loan Agreement and Closing Documents. The form of Loan Agreement in substantially the form attached to this Resolution is hereby approved and is authorized to be executed and issued on behalf of the Issuer by the Chairperson and attested by the County Auditor. The Chairperson and County Auditor are authorized and directed to execute, attest, seal and deliver for and on behalf of the County any other additional certificates, documents, or other papers and perform all other acts, including without limitation the execution of all closing documents, as they may deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 14. Contract Between Issuer and Purchaser. This Resolution constitutes a contract between said County and the purchaser of the Notes.

Section 15. Non-Arbitrage Covenants. The Issuer reasonably expects and covenants that no use will be made of the proceeds from the issuance and sale of the Notes issued hereunder which will cause any of the Notes to be classified as arbitrage notes within the meaning of Sections 148(a) and (b) of the Internal Revenue Code of the United States, as amended, and that throughout the term of the Notes it will comply with the requirements of statutes and regulations issued thereunder.

To the best knowledge and belief of the Issuer, there are no facts or circumstances that would materially change the foregoing statements or the conclusion that it is not expected that the proceeds of the Notes will be used in a manner that would cause the Notes to be arbitrage notes.

Section 16. Approval of Tax Exemption Certificate. Attached hereto is a form of Tax Exemption Certificate stating the Issuer's reasonable expectations as to the use of the proceeds of the Notes. The form of Tax Exemption Certificate is approved. The Issuer hereby agrees to comply with the provisions of the Tax Exemption Certificate and the provisions of the Tax Exemption Certificate are hereby incorporated by reference as part of this Resolution. The County Treasurer is hereby directed to make and insert all calculations and determinations necessary to complete the Tax Exemption Certificate at issuance of the Notes to certify as to the reasonable expectations and covenants of the Issuer at that date.



Section 17. Additional Covenants, Representations and Warranties of the Issuer. The Issuer certifies and covenants with the purchasers and holders of the Notes from time to time outstanding that the Issuer through its officers, (a) will make such further specific covenants, representations and assurances as may be necessary or advisable; (b) comply with all representations, covenants and assurances contained in the Tax Exemption Certificate, which Tax Exemption Certificate shall constitute a part of the contract between the Issuer and the owners of the Notes;(c) consult with Bond Counsel (as defined in the Tax Exemption Certificate); (d) pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Notes;(e) file such forms, statements and supporting documents as may be required and in a timely manner; and (f) if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Issuer in such compliance.

Section 18. Amendment of Resolution to Maintain Tax Exemption. This Resolution may be amended without the consent of any owner of the Notes if, in the opinion of Bond Counsel, such amendment is necessary to maintain tax exemption with respect to the Notes under applicable Federal law or regulations.

Section 19. Qualified Tax-Exempt Obligations. For the sole purpose of qualifying the Notes as "Qualified Tax-Exempt Obligations" pursuant to Section 265(b)(3)(B) of the Internal Revenue Code of the United States, the Issuer hereby designates the Notes as qualified tax-exempt obligations and represents that the reasonably anticipated amount of tax-exempt governmental and qualified 501(c)(3) obligations which will be issued during the current calendar year will not exceed Ten (10) Million Dollars.

Section 20. Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

Section 21. Severability Clause. If any section, paragraph, clause or provision of this Resolution be held invalid, such invalidity shall not affect any of the remaining provisions hereof, and this Resolution shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this 16th day of March, 2021.

/s/ Kelly Snyder, Chairperson.....Attest: Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Merten, to approve and authorize signatures on the **Loan Agreement** for the \$1,220,000 General Obligation Capital Loan Note Series 2021A. Carried.

Motion by Merten, second by Altena, to approve and authorize signatures on the **Purchase Agreement** for the \$1,220,000 General Obligation Capital Loan Note Series 2021A. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize signatures on the **Delivery Certificate** for the \$1,220,000 General Obligation Capital Loan Note Series 2021A. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize signatures on the **Transcript Certificate** for the \$1,220,000 General Obligation Capital Loan Note Series 2021A. Carried.

Treasurer Danelle Haberman presented her deputy appointments and salary recommendations to the Board. Motion by Ringgenberg, second by Merten, to concur with the **Treasurer's appointment** of Theresa Sandvig to 1<sup>st</sup> Deputy, and to approve her salary at 82% of the Treasurer's, effective March 16, 2021. Carried.

Motion by Ringgenberg, second by Merten, to concur with the **Treasurer's appointment** of Kim Briley to 1<sup>st</sup> Deputy in charge of Driver's License, and to approve her salary at 80% of the Treasurer's, effective March 16, 2021. Carried.

Motion by Ringgenberg, second by Merten, to concur with the **Treasurer's appointment** of Isabel Andrade to 1<sup>st</sup> Deputy in Charge of Motor Vehicle, and to approve her salary at 75% of the Treasurer's, effective March 16, 2021. Carried.

Motion by Ringgenberg, second by Merten, to concur with the **Treasurer's appointment** of Sonia Banuelos-Brown to 2<sup>nd</sup> Deputy in the Motor Vehicle Department, and to approve her salary at 74% of the Treasurer's, effective March 16, 2021. Carried.

Motion by Ringgenberg, second by Merten, to approve **increasing the hourly rate** of Tami Tendal \$2.00 per hour, to \$22.41, as she will be a floater between the Motor Vehicle and Tax Departments, effective March 16, 2021. Carried.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 3/9/21 as printed, today's **claims approval list, stamped drainage warrant register**, and the following **reports**: December 3<sup>rd</sup> Judicial District Department of Correctional Services Board of Directors meeting minutes, March Manager's Report for the Landfill, February Landfill Commission minutes, and February Conservation Board minutes. Carried.

Motion by Merten, second by Ringgenberg, to **correct the 3/2/2021 minutes**, to include **Resolution #2021-03-02-B** Directing the Acceptance of a Proposal to Purchase \$1,220,000 General Obligation Capital Loan Notes, Series 2021A. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **3<sup>rd</sup> party EOB Authorization**. Carried.

**Supervisor Meeting Reports**: Merten attended a Rolling Hills Mental Health meeting and will have Plains Area Mental Health meeting next week; Altena attended the Solid Waste Commission meeting; Ringgenberg attended the Board of Health meeting; Snyder has Emergency Management Commission meeting, E911 Board meeting, RIDES, Workforce Development meeting, and YES Center meetings this week.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 11:53 a.m. until Tuesday, March 23 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTEENTH MEETING, 2021 SESSION (15)  
MARCH 23, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 23, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Huseman.

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

Engineer Bret Wilkinson stated that he would like to advertise for two seasonal mower operators, as it works well. Last year they were paid \$13/hour for new hires and \$15/hour for return employees. Wilkinson would like to increase those hourly rates to \$14/hour for new hires and \$16/hour for return employees. Merten asked if the seasons would also work four 10-hour days, and Wilkinson stated yes, as he wants them working only when the Secondary Road guys are working. Motion by Merten, second by Ringgenberg, to authorize Engineer Wilkinson to advertise for two **seasonal mower operators**, with a wage of \$14/hour for new hires and \$16/hour for return employees. Carried.

Engineer Bret Wilkinson presented the bids that were submitted for the two abutment repair projects. Five bids were received: Boulder Contracting, Grundy Center, IA, for \$110,000, Graves Construction Co., Spencer, IA, for \$180,400, Dixon Construction, Correctionville, IA, for \$170,000, Nelson Rock Contracting, Inc., Onawa, IA, for \$227,090, and Merryman Bridge Construction, Algona, IA, for \$208,000. The Engineer's estimate was \$65,000 per bridge. Motion by Merten, second by Altena, to award the bid for the two **abutment repair projects**, to Boulder Contracting, Grundy Center, IA, for \$110,000. Carried.

Engineer Bret Wilkinson informed the Board about an application he will be submitting to RPA for State funds to pave M36, going through Linn Grove, 2.1 miles. This same paving project was submitted last year, and was not awarded funds. Wilkinson would like to submit the application again, and if funds were awarded, both bridges will be replaced, and still have time for everything to settle before resurfacing the road. Wilkinson will be submitting for \$420,000, with the County share being \$280,000. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **Fast Act Application** for funding of 2.1 miles of M36, going through Linn Grove to the County line. Carried.

Engineer Bret Wilkinson informed the Board that he has ordered the semi-tractor, and will have carryover funds for FY'21. Wilkinson asked the Board whether they preferred carrying over the funds in to FY'22, and then amending the budget in order to spend the funds, or if should be looking for a piece of equipment that was included in the FY'22 budget, and pay for it out of his FY'21 budget. Wilkinson would like to look for a track excavator, and if he could find a good, used one, he would purchase it out of his FY'21 equipment budget. The consensus of the Board was to have Wilkinson proceed to look for something on his **FY'22 equipment list**, and purchase out of his FY'21 budget.

**Secondary Road Report:** The crew has been hauling gravel and blading the gravel roads. The gravel roads are soft due to the soaker rain this week; they have done a little stock piling.

The Chairman opened the Public Hearing on the **FY'22 Budget Hearing**, with Auditor Susan Lloyd, Recorder Shari O'Bannon, Engineer Bret Wilkinson, Bldg/Grounds Supt. Joe Keller, I.T. Director Tyler Van Houten, Env Health/Zoning Director Kim Johnson, Drainage Engineer Brian Blomme, and Treasurer Danelle Haberman, present, and Angie Wilkinson, Mark Van Hooser, and Jerilyn Sahr present virtually. Auditor Lloyd reviewed the proposed tax levies, and the ending fund balances as a percentage of expenditures. Snyder opened it up for questions. There were no questions, and no written comments were received. Motion by Ringgenberg, second by Altena, to close the public hearing. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **Adoption of Budget & Certification of Taxes and Resolution #2021-03-23-A, Adoption of 2021/2022 Budget.** Carried.

**RESOLUTION 2021-03-23-A**

**ADOPTION  
OF  
2021/2022 BUDGET**

**WHEREAS** Buena Vista County, Iowa held a Public Hearing on March 23, 2021 for input for the 2021/2022 Fiscal Year Budget and County Levies.

**WHEREAS** Iowa Code Section 331.434 authorizes the board of each county to certify property taxes annually at its March session.

**THEREFORE**, on March 23, 2021 the Buena Vista County Board of Supervisors approved the following levies and property tax asking.

**Levies**

3.50000	General Basic Levy
2.30000	General Supplemental Levy
0.58622	Mental Health Levy
3.84523	Rural Service Levy
0.83184	Debt Service Levy
-----	
11.06329	Total Levies

**Property Tax Levied Dollars**

4,344,604	General Basic
2,855,026	General Supplemental
727,684	Mental Health
2,856,851	Rural Service
1,055,516	Debt Service
-----	
11,839,681	Total Property Tax Dollars

**Committed Funds**

\$346,974	Fund 0001 – General Basic Fund (County Trails & Signs)
\$ 243	Fund 0001 – General Basic Fund (Heritage Tours)
\$115,772	Fund 0011 – Rural Basic Fund (County Trails & Signs)
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\$462,989	Total Committed Funds

**Passed and approved this 23rd day of March, 2021.**

/s/ Kelly Snyder, Chairman.....Attest: Susan K. Lloyd, County Auditor

Bldg/Grounds Supt. Joe Keller presented a request to allow the Memorial Day **Parade of Flags** to use the Courthouse grounds this year. Keller stated that he has some history of the Parade of Flags, and that he and some of the committee members will be sharing it with media, for a news article. Motion by Merten, second by Ringgenberg, to allow the Memorial Day Parade of Flags to use the Courthouse grounds. Carried.

Bldg/Grounds Supt. Joe Keller informed the Board that he received a donation of a portrait and picture of **Abner Bell**, along with newspaper articles. Keller will hang the portrait in the Courthouse lobby, and mentioned that maybe the picture and newspaper articles should go to the BV County Historical Museum. Keller will discuss this with Supervisor Huseman, as he was the one in contact with the person who donated the pieces.

Bldg/Grounds Supt. Joe Keller gave a **department update**. The “red shed” has been moved and he has the bill for the rent of the shed; Keller and I.T. Director Tyler Van Houten have been busy with the Courts, and helping with the setup at the Community Center for jury selection, also sanitizing, and making sure that the sound system works. Merten stated that he appreciates Keller’s and Van Houten’s work at the jury selection.

Engineer Spencer Pech, ISG, and BV Drainage Engineer Brian Blomme, presented the final plans for the DD #101 Open Ditch Repair. The repair is from C-49, 2.5 miles down to DD #34 (Raccoon River). The work is to commence on or before June 7, 2021, and work completed on or before November 22, 2021. The cost estimate is \$178,800. Blomme stated that letters will be going out to land owners traversed by the project, along with a publication once a week for two consecutive weeks, in the official newspaper of the District. Motion by Merten, second by Ringgenberg to approve the plans and specifications, as filed, for **DD #101** Open Ditch Repairs. Carried. Motion by Altena, second by Merten, to direct Drainage Engineer Brian Blomme, to obtain bids for the cleanout of **DD #101**. Carried. Motion by Merten, second by Ringgenberg, to set a date, time, and location to open bids for the **DD #101** cleanout project, with bids due by 11:00 a.m. on April 27, 2021, with the bid opening at 11:30 on April 27, 2021, at the Board of Supervisors meeting. Carried.

Drainage Engineer Brian Blomme introduced his **new employee**, Eric Yunginger, as Assistant to the Drainage Engineer. Yunginger started yesterday. The Board welcomed Yunginger to his new position.

County Attorney Paul Allen discussed with the Board, what their thoughts were regarding employees leaving work to get a COVID vaccine, whether the employee would need to use their sick leave, and also, if employees have a reaction from the vaccine, would that time also be deducted from the employee’s sick leave. The Board suggested allowing the employees to use part of their 3-hour wellness time, for when they leave to get their vaccination. The Board asked Nurse Administrator Julie Sather if she would be willing to have a vaccination clinic to the Courthouse, on a Friday, when the vaccine is available for everyone. Sather stated that a clinic could be arranged, as she has done for other businesses, but at this point, she doesn’t have a date when the vaccine will be available for everyone. Motion by Ringgenberg, second by Altena, to encourage employees to get the **COVID-19 vaccination**, and to use part of their 3-hour wellness leave for the worktime missed while getting the shot and returning to work. Carried.

County Attorney Paul Allen informed the Board that he will be requesting a budget amendment for his FY'21 budget, due to the cost of upgrades to the Discovery Process. Allen presented three options for consideration: 1) Replacing the server and workstation, replacing flash drives and licensing them, and postage for mailing the flash drives to the defense attorneys. 2) A cloud-based server, with a yearly cost of \$4,300, plus they would still need to replace the Discovery server. 3) Hybrid system of replacing the server, and using the cloud base to provide information to the defense attorneys. Allen stated that he has funds in Capital Projects, along with carryover funds from FY'20, but would still need a budget amendment. Motion by Merten, second by Ringgenberg, to authorize County Attorney Paul Allen to proceed with option 3, the hybrid system of replacing the **Discovery Server** and using the cloud base to provide information to the defense attorneys. Carried.

Public Health Administrator Julie Sather gave the Board an update on the **COVID vaccine**. Sather stated that BV County has a 3% positivity rate for the last seven days. Sather is still receiving 300 prime doses and 300 boosters per week. Last week, there were 1,286 doses administered in BV County. Sather stated that there have been 4,300 people fully vaccinated in BV County. **Sather stated that there is one variance from the UK that is in Iowa.** This variance spreads faster, so she encourages people to still follow social distancing and wearing masks. Sather is working on public education, encouraging people to get vaccinated.

Env Health/Zoning Director Kim Johnson requested that the Board set a date for a public hearing for Ehlers Home Finisher-BKE Enterprise, LLC, MMP expansion, in Section 22 Grant Township. Motion by Ringgenberg, second by Altena, to set a **public hearing** for Ehlers Home Finisher-BKE Enterprise, LLC, MMP expansion, in Section 22 Grant Township, for March 30, at 10:15 a.m. Carried.

Auditor Susan Lloyd presented her deputy appointments and salary recommendations to the Board. Merten commented that he would like to see the salary recommendations higher than what was presented. Lloyd stated that she would also like to increase her recommendations, stating that the past year was rough, dealing with COVID and running 3 elections, but didn't think her administration budget would cover a higher increase. Motion by Merten, second by Ringgenberg, to concur with the **Auditor's appointment** of Sharon Henkel to 1<sup>st</sup> Deputy, and to approve her salary at 82% of the Auditor's, to concur with the Auditor's appointment of Karla Ahrendsen to Election Deputy, and to approve her salary at 78% of the Auditor's, to approve a salary increase for Kristina Konradi to 78% of the Auditor's salary, and to approve a salary increase for Yvonne Sandhoff to 65% of the Auditor's salary. None of the percentages include the stipend given to the Auditor as Board Secretary, and all appointments and increases are effective March 22, 2021. Carried.

Motion by Ringgenberg, second by Merten, to authorize the Chair to sign the **Certificate of Appointments** for Sharon Henkel and Karla Ahrendsen. Carried.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 3/16/21 as corrected, and the following **reports**: September 30, 2020 Audit Report for Mid-Sioux Opportunity, Inc., February YES Center minutes, February NWIPDC Policy Council minutes, March EMA minutes, February SHIELD FY'20 Budget Status, February RIDES minutes, and the NWIPDC Executive Committee March meeting packet. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Zilus ACH Form**. Carried.

Motion by Merten, second by Ringgenberg, to set the date and time for a **budget amendment for FY'21**, for April 27, 2021, at 9:00 a.m. Carried.

Motion by Ringgenberg, second by Altena, to approve the Class C **Liquor License**, Outdoor Service & Sunday Sales, for Little Sioux Golf & Country. Carried.

Motion by Merten, second by Ringgenberg, to approve the Class C Liquor License, Outdoor Service & Sunday Sales, for LCCC, Inc, DBA Lake Creek Golf. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the County's insurance renewal quote application for ICAP. Carried.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 11:39 a.m. until Tuesday, March 30 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SIXTEENTH MEETING, 2021 SESSION (16)  
MARCH 30, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 30, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman (via "GoToMeeting") Altena and Ringgenberg and with Deputy Auditor Sharon Henkel as clerk for the meeting.

Merten arrived at 8:37.

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

**Secondary Road Report:** Engineer Bret Wilkinson reported that the crew has been out grading, winds are helping to dry the roads. Spring work is in full force. He updated the Board about the proposed schedule for the C63 Paving Project. The project is slated to begin with milling the road surface the week of May 3<sup>rd</sup>, with Cold-in-Place Recycling the following week. Allowing approximately 2 weeks for curing time, the paving should begin the first 2 weeks in June with the project wrapping up by the end of June. He also discussed a citizen concern for sight distance on 570<sup>th</sup> St at 175<sup>th</sup> Ave. There is history of an accident at that location and a new hog building is being built there. Wilkinson will investigate the site further and decide if changes to the roadway are warranted.

The County Engineer presented his list of Excess equipment to the board which included two tandem dump trucks, 2 John Deere utility tractors, Hobart welder, large tire changer, and other miscellaneous items. He recommended sealed bids on the trucks, auction and other means. Motion by Ringgenberg, second by Altena, to approve the Disposal of Excess Equipment and Materials by the County Engineer. Carried.

Motion by Huseman, second by Ringgenberg, to approve the Engineer's contract for FY'22, FY'23 and FY'24, as presented. Carried.

The Chair opened the public hearing for a Master Matrix for Gold 8 – Tom Witt Contractor in Section 32 of Coon Township, with Environmental Health Director Kim Johnson, present. Johnson reviewed the Master Matrix with the Board, explaining the points. There are 440 points needed to pass, and Gold 8 – Tom Witt Contractor received 440 points, and satisfies the minimum requirements for air, water, and community. Public comments were heard and were made note of in the resolution before the motion was made. Motion by Ringgenberg, second by Altena, to close the public hearing. Carried. Motion

by Ringgenberg, second by Altena, to approve **Resolution 2021-03-30-A**, with added comments for the Gold 8 – Tom Witt Contractor application to the DNR. Carried.

**RESOLUTION 2021-03-30-A**

Recommending approval of the Gold 8 – Tom Witt Contractor 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 an additional 121’10” feet X 197’0” hog finisher building with 8-foot manure pit storage, has been submitted by Tom Witt Contractor on Feb 26, 2021; and

**WHEREAS**, the Buena Vista County Environmental Health Inspector 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 March 5, 2021 as required, and held public hearing in the Supervisors Meeting Room at the Courthouse on March 30, 2021, for the purpose of receiving public comment; with responses provided: **When is enough enough. People are frustrated with lack of being heard. They have concerns with water quality and usage. They are concerned about the treatment of the animals, and nitrates in the water. There are studies that show manure is being spread at 100 lbs. per acre more than what can be used. Property values are going down 7 to 11 % based on direction building are from the CAFO. The owner does not live at the same location as the animals. Owners are not good neighbors. Coon Township has 36 CAFO’s; that is sites not buildings. (See attached map of our area). We are going to run out of water, and Nitrate levels are saturated now. When is enough, ENOUGH!!!**

**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; Merten, it is time to update the matrix.

**NOW THEREFORE BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby recommend approval of the construction application of the Gold 8 – Tom Witt Contractor Application.

**PASSED, APPROVED AND ADOPTED** this 30th day of March, 2021.  
/s/ Kelly Snyder, chair.....Attest: Sharon Henkel, Deputy Auditor

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 3/23/21 as corrected, today’s **claims approval list**, and the **stamped drainage warrant register**. Carried.

Veterans Service Administrator David Andrews attended to review the guidelines and verbiage for the **Eligibility for Buena Vista County General Relief**. Motion by Ringgenberg, second by Altena to accept the Eligibility for General Relief guidelines. Ayes: Altena, Snyder, Huseman, and Ringgenberg. Nays: Merten.

Public Health administrator Julie came to Board meeting to give the **COVID-19 Vaccine updates** for our county as follows: Vaccine series initiated for BV County residents: Total- 1,450; 65+- 558 and Vaccine series completed for BV County residents: Total- 4,854; 65+- 1,826. We are reaching out to nursing homes and assisted living facilities in the county to vaccinate new staff, new residents, or



newly eligible residents. Between this week and next we will vaccinate approximately 400 Tyson employees. We are completing boosters for education and 65+.

Motion by Ringgenberg, second by Merten to set the public hearing date on the status of the **North Raccoon River Watershed Project** to April 13, 2021 at 9:30 am. Carried.

Motion by Merten, second by Ringgenberg to set the public hearing date for the **Career Link/Rembrandt Enterprises CDBG application** To April 13, 2021 at 9:45 am. Carried.

Motion by Merten, second by Ringgenberg to approve **Jt. DD #22 Drainage work for Clay County** to pay Malm \$100 and Gunnarson \$3,600 for inspector fees. Carried.

Motion by Merten, second by Ringgenberg to approve **work order #BV-01-2021 for repairs in section 8 Poland Township**, in the amount of \$4,650. Carried.

The Chair opened the public hearing for **Ehlers Home Finisher-BKE Enterprise LLC, MMP expansion in Section 22 Grant Township**. Brent Ehlers explained where the property was located in Section 22 of Grant. Kris Kohl spoke in favor of the expansion. Motion by Ringgenberg, second by Merten to close the public hearing for Ehlers Home Finisher-BKE Enterprise LLC, MMP expansion in Section 22 Grant Township. Carried.

**Hear the Public:** Ray Dentlinger, head coach/instructor of the Trap Shooting Club for Storm Lake Public, St. Mary's, Newell-Fonda, and Sioux Central students came to give updates to the Board. The target range is being called the **Goldsmith Pit Youth Range** and now has an E911 address. Ray has spoken with County Engineer that they plan to pour concrete runways 2 ½' wide and 27 yds long in order to set the distances for shooting. Two traps have been set. One concern that Ray voiced was having residents of the county not fishing in the pit during target range hours. They will be in operation every Tuesday and Thursday starting at 4:30 as of 3/30. Board chair Snyder recommended that Ray inform Marathon First Responders of the activity schedule. Ray also wants to post a sign at the entrance that states the new name and In Use/Not in Use.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 10:50 a.m. until Tuesday, April 6 at 8:30 a.m. for a special session. Carried.

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Sharon Henkel, Deputy Auditor

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Kelly Snyder, Chairperson

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BUENA VISTA COUNTY  
JANUARY-MARCH 2021  
CLAIMS LISTING

323.TV,LLC 1095.00; A & A AUTOMOTIVE 56.85; ABBIGAIL LONG 312.00; ACCESS SYSTEMS 505.29; ACCURATE CONTROLS INC 2983.37; ACCU-TECH CORPORATION 14355.00; ADVANCED DOOR SYSTEMS 3191.40; AFLAC 8671.62; AG PARTNERS LLC 1456.55; ALBERT & ELSIE HARTJE TRUST 80.84; ALERA GROUP 31953.50; ALISON VEST FAMILY FARM LLC 4.27; ALLIANT ENERGY /IPL 30153.52; ALPHA WIRELESS COMMUNICATIONS 291.00; ALTA LITTLE WARRIOR PRESCHOOL 607.50; ALTA MUNICIPAL UTILITIES 512.59; AMAZON CAPITAL SERVICES 5197.48; ANN LANDERS 128.10; ARMINDA MOLINA 330.00; ARNOLD MOTOR SUPPLY 409.56; ARNOLD MOTOR SUPPLY 60.92; ARONSON PLUMBING & HEATING 7199.47; ARTHUR BENJAMIN ZINSER 2418.52; ASSESSOR'S OFFICE IPERS 10459.59; ASSOCIATION FOR PSYCHIATRIC SERV PC 8550.00; AURELIA LUMBER COMPANY 9736.09; AUTOMATIC DOOR GROUP INC 2800.00; B & W CONTROL SPECIALISTS 3868.67; B V CO SECONDARY ROAD 11506.28; B V COUNTY HEALTH DEPT 30551.12; BANKCARD SERVICES 9862.27; BEN NEWHOUSE 456.22; BENNETT CONSTRUCTION 3275.00; BETTY BOUSLOUGH 2737.01; BOB BARKER COMPANY INC 830.34; BOERNER & GOLDSMITH LAW FIRM 119.70; BOMGAARS 2528.37; BRADLEY HANSEN 293.02; BRAD'S SERVICE INC 143.69; BRENT LANDSNESS 60.24; BRIGGS HEALTHCARE 293.35; BUENA VISTA CO ENV HEALTH / ZO 150.00; BUENA VISTA CO. SHERIFF 1678.36; BUENA VISTA COUNTY 4588.50; BUENA VISTA COUNTY EXTENSION & OUTREACH 280.00; BUENA VISTA COUNTY JOURNAL 2612.37; BUENA VISTA COUNTY SHERIFF 300.00; BUENA VISTA REG MEDICAL CENTER 699.00; BUENA VISTA RIFLE&PISTOL CLUB 800.00; BUILDERS SHARPENING & SERVICE 236.30; BUOY'S BAR & GRILL 422.50; BV CO EMPLOYEE HEALTH FUND 497171.58; BV CO EMPLOYEE HEALTH FUND 18759.50; BV CO EMPLOYEE HEALTH FUND 7132.46; BV CO EMPLOYEE HEALTH FUND 26824.38; BV CO EMPLOYEE HEALTH FUND 8080.36; BV GLASS CO. 1494.36; BV-CALHOUN-SAC DRAINAGE ENGINEER FUND C/O BV COUNTY TREASURER 46200.00; BVRMC 467.92; C & B OPERATIONS, LLC 1249.82; CALHOUN COUNTY JOURNAL-HERALD 104.00; CALHOUN COUNTY PUBLIC HEALTH 229.68; CALHOUN COUNTY SHERIFF DEPT 1070.80; CALHOUN-BURNS & ASSOC INC 18503.50; CAMPBELL SUPPLY COMPANY 1162.40; CANON FINANCIAL SERVICES 149.76; CARD SERVICE CENTER 85.57; CAROLYN ARMSTRONG 567.57; CARROLL COUNTY SHERIFF 776.78; CARROT-TOP INDUSTRIES, INC 97.22; CCP INDUSTRIES INC 1407.24; CDW GOVERNMENT INC 4050.51; CECIL BLUM 110.40; CENTER FOR SIOUXLAND 6250.00; CENTRAL DISTRICT ISAA 210.00; CENTRAL IOWA DETENTION 792.75; CENTRAL SQUARE 34808.31; CENTURY LINK 1734.58; CERRO GORDO CO SOCIAL SERVICES 40800.00; CERTIFIED POWER INC 2574.84; CHAMPION ELECTRIC 1295.00; CHEROKEE COUNTY SHERIFF 2316.38; CINDY SEWARD 150.00; CINTAS FIRST AID AND SAFETY 765.07; CITY OF ALBERT CITY 123.00; CITY OF ALTA 400.00; CITY OF LINN GROVE 1098.30; CITY OF MARATHON 741.74; CITY OF NEWELL 156.54; CITY OF REMBRANDT 1215.72; CITY OF SIOUX CITY 73.92; CITY OF SIOUX RAPIDS 423.47; CITY OF STORM LAKE 5523.39; CITY TREASURER 330.54; CLAY COUNTY TREASURER 149.70; COBBLESTONE INN & SUITES 225.00; COLLECTION SERVICES CENTER 2492.28; COMMUNITY & FAMILY RESOURCES 700.00; COMMUNITY BROADCASTING INC 741.78; COMMUNITY STATE BANK 500.00; CONTECH ENGINEERED 52000.00; CONTROL SYSTEM SPECIALISTS LC 130.19; COPPER COTTAGE 1544.69; COUNSEL 2034.67; COUNSELING SERVICES, LLC 5730.00; COUNTRY CARE CENTER CORP 5580.00; COZO 75.00; CRAWFORD COUNTY HOME HEALTH & 29249.60; CRAWFORD COUNTY SHERIFF 503.37; CROSSROADS OF WESTERN IOWA 2902.50; CRYSTEEL TRUCK EQUIP INC 70099.25; CULLIGAN 134.70; CURTIS R WISEMAN 4045.70; CYLINDER EXPRESS 75.50; DAKOTALAND AUTOGLASS, INC. 39.42; DAN BAILEY 702.90; DANIEL MALOY 150.00; DANIEL RAMOS GARCIA 200.00; DAVID ANDREWS 174.72; DAVID BALDER 57.20; DAVID CARLSON 496.48; DAVID CRIPPIN 900.00; DAVID MERTEN 11.44; DAWN MENTZER 150.00; DEAN ASSMANN 59.77; DEAN K ELLINGSON 99.00; DELORES JEANE FREDRICKS 45.27; DENNIS HOGREFE 39.76; DENNIS L HOGREFE REV TRUST 85.34; DENNIS V ANDERSON & VICKI ANDERSON FAMILY TRUST 117.71; DES MOINES STAMP MFG CO 61.55; DETTMANN IMPLEMENT CO 596.74; DIAMOND MOWERS INC 662.79; DICKINSON, MACKAMAN,

TYLER & HAGAN 1720.00; DIGITAL-ALLY, INC 190.00; DISTRICT A HOMECARE DIRECTORS 70.00; DONALD JACKSON 12.48; DONNA CURRY 92.76; DOREEN PEDERSEN 54.57; DOUGLAS IMMING 4.16; DOUGLAS J MILLER 7.28; DOYLE ENGBRETSON CONSTRUCTION 2925.00; ED DOWDY 150.00; ED M. FELD EQUIPMENT COMP FELD FIRE 1760.80; EDNA L. LORENZEN 14.28; EDWARDS 88941.90; EFFICIENT CONSTRUCTION LLC 2572.00; EJS SUPPLY 776.80; EOR IOWA LLC 40747.20; EQUIPMENT BLADES INC 2400.00; ERIC CHASE 224.64; EVIZZIT OF IOWA PSYCHIATRY PC 4320.00; EVIZZIT OF IOWA PSYCHIATRY PC 28287.82; EVIZZIT OF IOWA PYSCHIATRY PC 22980.62; FAMILY RESOURCE CENTER 2265.65; FAREWAY STORE 1618.59; FAST LANE AUTO CARE 776.19; FASTENAL COMPANY 30.29; FILTER CARE OF NEBRASKA LLC 959.40; FIRE PROOF PLUS INC 416.00; FIRST COOPERATIVE ASSOCIATION 3837.56; FOUNDATION ANALYTICAL LABORATORY 399.30; FRATZKE & JENSEN FUNERAL HOMES 250.00; FRIGITEC, INC. 269.80; FS INDUSTRIES 13191.33; GARBAGE HAULING SERVICE 1488.00; GARY GRUNDMEIER 71.92; GEORGE BLAZEK 119.70; GERALD WEILAND 255.77; GILL HAULING INC 198.00; GLEN A. TAYLOR REVOCABLE TRUST 446.51; GOODWILL OF THE GREAT PLAINS 7500.00; GORDON STONE 281.22; GOVERNMENT FORMS & SUPPLIES 455.30; GRAHAM TIRE CO 8352.30; GREAT AMERICA FINANCIAL SVCS 1106.12; GREGORY JOHNSON 38.00; GROUP SERVICES INC 21203.50; GROWMARK FS 73852.27; GRP & ASSOCIATES INC. 228.50; GUARANTEE GUTTERS 400.00; HAROLD ROWLEY RECYCLE CENTER 33600.03; HEALTHCAREFIRST %WELLS FARGO 3104.48; HEIDI HANSEN 150.00; HEINSOHN DIGGING & TILING INC 651.44; HENRY M ADKINS & SON, INC. 787.07; HISEY LAW OFFICE 541.80; HOLIDAY INN DES MOINES AIRPORT 732.48; HONDO'S SALES & SERVICE 1074.00; HOWARD CENTER INC 1303.04; HUNZELMAN PUTZIER & CO 5996.25; HY-VEE INC 25.53; I & S GROUP INC 25984.10; IACCVSO 120.00; ICIT 100.00; IDA COUNTY AUDITOR 44.02; IDA COUNTY SHERIFF 1782.02; IEHA IOWA ENVIRONMENTAL HEALTH ASN 240.00; IGL TELECONNECT 272.00; ILEA IOWA LAW ENFORCEMENT ACADEMY 7650.00; IMAGINE THE POSSIBILITES INC 4753.38; IMMANUEL LUTHERAN PRE SCHOOL 1735.40; IMWCA 12614.00; INDUSTRIAL SUPPLY SOLUTIONS 1050.33; INLAND TRUCK PARTS & SERVICE 933.10; INNOVATIVE MONITORING SYSTEMS 110.50; INTERSTATE BATTERY SYSTEM 470.85; IOWA ADVISOR 529 PLAN 300.00; IOWA DEPT OF NATURAL RESOURCES 100.00; IOWA DEPT PUBLIC SAFETY 3696.00; IOWA GOOD ROADS ASSOC 95.00; IOWA HEALTH CARE ASSOCIATION 660.00; IOWA HOIST & CRANE INC 1440.00; IOWA HOSPITAL ASSOCIATION 525.00; IOWA LAKES ELECTRIC COOP 3739.81; IOWA LAKES REGIONAL WATER 619.37; IOWA PRISON INDUSTRIES 11426.85; IOWA STATE ASSOC OF COUNTIES 150.00; IOWA STATE COMPTROLLER TREASURER-STATE OF IOWA 69351.94; IOWA STATE MEDICAL EXAMINER 2027.00; IOWA STATE RESERVE 60.00; IOWA STATE SHERIFFS & DEPUTIES 1250.00; IOWA STATE UNIVERSITY 20.00; IOWA WORKFORCE DEVELOPMENT 6939.62; IPERS 286397.03; IRIS F BOETTCHER M.D. TRUST 146.19; ISAA- IOWA STATE ASS'N OF ASSESSORS 665.00; ISAC 826.10; ISACA 225.00; ISACA TREASURER 25.00; ISCTA IOWA STATE CO TREASURERS ASSOC 150.00; ISU AMERICORPS 4-H PROGRAM 1950.00; ITSAVVY LLC 7262.65; IVAN D. DROESSLER 78.92; J3RED MARKETING LLC 3008.60; JACKS UNIFORMS & EQUIPMENT 506.36; JAMES E PETERSON 5.20; JAMES NELSEN 35.87; JANET MARIE MAGNUSSEN 7.80; JANITORS CLOSET LTD 3031.83; JASON BUTLER 45.00; JEAN L SASSMAN 534.40; JEFF KESTEL 142.02; JERILYN SAHR 47.06; JIM FOELL 8.32; JIM FRANZMEIER 22.32; JIM WISCHMEYER 99.94; JL TIME & ATTENDANCE CO. INC 169.85; JODI K GILLESPIE 245.50; JOHN PHELPS 28.00; JOHN SCHMIT 899.01; JOHNSTON AUTOSTORES 3416.69; JOHNSTON HY-VEE 1613.50; JON BUSS 60.00; JOSEPH KELLER 180.00; JULIE ALBRIGHT 290.37; JULIE GRETEMAN MAYHALL ATTORNEY AT LAW PLC 954.00; JULIE SATHER 175.50; JULIUS CLEANERS 656.75; KARL CHEVROLET, INC. 2190.00; KARLA AHRENDSEN 159.67; KATHRYN CROKER 68.73; KATHRYN H HANSEN 7.53; KEITH AND SUE GEYER TRUST 4021.51; KELLY SNYDER 132.68; KENT RODE 203.12; KEVIN LULLMANN 150.00; KIM JOHNSON 136.50; KIM OR DEL REUTZEL 2537.80; KIMBALL MIDWEST 2451.20; KLAY VELDHUIZEN BINDER DEJONG DEJONG HALVERSON 583.32; KRIS ENGINEERING, INC. 3228.85; KRISTINA KONRADI 150.00; KYLE HORNOR 34.95; KYLE V HANSEN 75.27; L & G PRODUCTS INC 25.77; LARRY GROTE 300.00; LARRY LUCHT 200.00; LARSON OIL & DISTRIBUTING 12472.35; LEE OR BEVERLY RADKE 15293.85; LEISA MAYER 522.40; LEXIS NEXIS RISK DATA MANAGEMENT INC. 453.94; LIBERTY

NATIONAL LIFE INS CO 3321.72; LIFE SKILLS TRAINING 161.00; LIND TURKEY ENTERPRISES LTD 107.45; LISA BRINGLE 114.64; LITTLE FALLS MACHINE, INC 2379.82; LLOYD DANIELSON 5.20; LOFFLER COMPANIES 1051.67; LONG LINES BROADBAND 11148.77; LOUGHLIN LAW FIRM 2186.10; LOUISE GALBRAITH 495.02; LYLE LETSCHE & LORENE LETSCHE LIVING TRUST 23.11; M RUGGED MOBILE TECHNOLOGY 16995.00; M.D. PRODUCTS & SOLUTIONS, INC 311.92; MACK HANSEN GADD ARMSTRONG & BROWN PC 342.00; MAGNUSSEN BROS. INC, 997.24; MAIL SERVICES LLC 1767.76; MARCO TECH LLC. NW 7128 746.16; MARGIE HOFERMAN 500.00; MARK BURKITT 171.19; MARK HERRIG 3.75; MARK KIRKHOLM 136.76; MARK RAASCH 500.00; MARTIN MARIETTA MATERIALS 18833.61; MARY ELLEN MORGAN 4161.91; MASSMUTUAL 300.00; MATT MC CARTHY 12.69; MCKEEVER REPORTING 48.00; MEDLINE INDUSTRIES INC 925.58; MENARDS - SPENCER 1998.10; MID AMERICAN ENERGY 24972.60; MID SIOUX OPPORTUNITY INC 10840.30; MID-AMERICA PUBLISHING CORP. 54.00; MID-STATES ORGANIZED CRIME INFORMATION CENTER 250.00; MIDWEST COMPLIANCE ASSOCIATES 1500.00; MIKE'S LAWN SERVICE INC 1114.60; MILLER, MILLER, MILLER P.C. 273.62; MODERN SOUND ENGINEERING INC. 347.40; MOODIE REFRIGERATION 2800.00; MULTI SERVICE TECHNOLOGY SOLUTIONS, INC. 5151.96; MURPHY TRACTOR & EQUIPMENT CO 113.62; NACVSO 350.00; NATHAN SCHUMANN 200.00; NATIONAL ASSOC OF COUNTIES 450.00; NATIONWIDE RETIREMENT SOLUTION 228.00; NEAL OR KAREN KUEHL 5787.12; NELSONS VET SUPPLY 12.95; NEW HOPE VILLAGE 7300.78; NORMAN G HALVERSON REV TRUST 25.20; NORTH LAKE TRUCK REPAIR 15013.04; NORTHERN LIGHTS FOODSERVICE 10581.56; NORTHERN SAFETY CO., INC. 538.33; NORTHWEST AEA 701.60; NORTHWEST IOWA ASSESSOR'S ASSOCIATION 300.00; NW IA PLANNING & DEV COM 3500.00; NW IA REGIONAL HOUSING TRUST 8762.00; NW IA YES CENTER 10178.00; O'BRIEN COUNTY SHERIFF 31.00; OFFICE DEPOT 602.19; OFFICE ELEMENTS 3530.98; OFFICE OF AUDITOR OF STATE 250.00; OHIO NATIONAL 1050.00; OLSEN WELDING & MACHINE 349.00; ONE OFFICE SOLUTION 11.67; O'REILLY MEDIA, INC. 998.00; PAM JACOBSON 138.15; PAMELA BOGUE 174.91; PETTY CASH-CO. ATTORNEY 23.00; PILOT ROCK SIGNS RJ THOMAS MFG. CO., INC 1694.26; PILOT TRIBUNE 3947.43; PITNEY BOWES 1154.58; PITNEY BOWES INC 72.67; PITNEY BOWES RESERVE ACCOUNT 300.00; PLAINS AREA MENTAL HEALTH, INC 189156.26; PLYMOUTH COUNTY SHERIFF 69.00; POCAHONTAS CO SHERIFF 108.40; POLK COUNTY SHERIFF'S OFFICE 68.96; POSTMASTER 131.00; POWER SOLUTIONS, INC. 70.00; PRAIRIE FABRICATION 210.00; PRAIRIE FIRE SOLUTIONS, LLC 256.00; PRINCIPAL LIFE INSURANCE COMPANY 35753.31; PRO ELECT 500.00; QUILL CORPORATION 951.22; R & D INDUSTRIES INC 3180.00; RADAR ROAD TEC 490.00; RANDY REDIG 80.00; RANDY RICHTER 78.90; RAY E ANDERSON 26.48; REBNORD TECHNOLOGIES INC 12319.30; REDING'S GRAVEL & 168.78; REES TRUCK AND TRAILER, INC. 404.31; RELIANCE TELEPHONE INC 9138.00; RENT - ALL, INC. 285.00; RICHARD RICE 17.68; RICK MEYER 51.36; RICOH USA, INC 197.57; RIDES REGIONAL TRANSIT AUTHORITY 12960.00; ROBERT DANIELSON 202.85; ROBERT HARTJE 6.76; ROBERT L BRUMMER 238.33; RR ELECTRIC LLC 17897.28; RUST'S WESTERN SHED 240.90; RYAN MANDERNACH 408.58; SAC COUNTY HEALTH SERVICES 24779.94; SAC COUNTY SHERIFF 140.50; SAC SUN 156.80; SAM ORTMANN 200.00; SANDRA K. SWEENEY 1633.50; SANFORD CENTER 65182.50; SARA ELEY TRUST 500.00; SARAH VANDERHOFF 25.32; SAVINGS BANK SECURITY TRUST & 219184.90; SAVINGS BANK SECURITY TRUST & 162535.69; SCHREIER PUMPING INC 40612.10; SCHULTE LAW FIRM, LC 1491.60; SECRETARY OF STATE 30.00; SECURITY TRUST 51275.40; SHANE HOLTORF 1000.00; SHARI O BANNON 32.10; SHARON KOCH 13.89; SHELLEY GLIENKE 83.63; SHESLER HALL 20732.09; SHRED-IT,C/O STERICYCLE, INC. 271.94; SILVERSTONE GROUP, LLC 4000.00; SIOUX CENTRAL COMMUNITY SCHOOL 3600.00; SIOUX CITY FOUNDRY CO 3372.52; SIOUX LUMBER 21.57; SIOUX RIVERS FISCAL AGENT 1504.16; SIOUX SALES CO 429.70; SIOUXLAND MENTAL HEALTH CENTER 237954.70; SLIEFERT FUNERAL HOMES & CREMATION CENTER 1400.00; SMITH CONCRETE SERVICE INC 4667.00; SNOOK'S CARPET & FURNITURE LLC 2445.60; SPENCER OFFICE SUPPLIES 507.71; SPORTS REHAB & PROFESSIONAL THERAPY ASSOCIATES, INC. 8153.91; ST. LUKE'S HEALTH RESOURCES 349.00; ST. MARYS PRESCHOOL 12150.00; ST. ROSE OF LIMA PRESCHOOL 5827.38; STA-MEL ENTERPRISES INC 44296.97; STANTON ELECTRIC INC 8117.14; STAPLES CREDIT PLAN 604.25; STAR EQUIPMENT LTD 2093.64; STERTIL-

KONI 46229.96; STEVE HALDIN 105.00; STEVEN BOTCHER 150.00; STEVEN MILLS 50.00; STOCKTON TROUT FARM 3000.00; STOREY KENWORTHY/MATT PARROTT 363.91; STORM LAKE ACE HARDWARE 816.97; STORM LAKE BAKERY 41.00; STORM LAKE HYDRAULICS 837.30; STORM LAKE TIMES 3411.61; STORM LAKE UNITED 6250.00; SUSAN LLOYD 150.00; SUSAN YOUNG REVOC. TRUST DWIGHT A YOUNG REVOCABLE TRUST 168.10; TAMMI SCHULTZ 1287.65; TASC 810.24; TESSIER'S INC 6123.12; THE CHRONICLE 104.00; THE PRIDE GROUP, INC 30437.40; THE SIDWELL COMPANY 3942.55; THE STATION 175.00; THE UNIVERSITY OF IOWA 6912.15; THERESA JOCHUM 445.32; TIM HANSON 200.00; TIM HEUTON 5.80; TODD ANDERSON 192.59; TODD KAY 961.54; TOM CAVANAUGH 56.02; TOM EDGERTON 125.27; TREASURER STATE OF IOWA 39759.58; TREASURER STATE OF IOWA 2651.65; TREASURER, STATE OF IOWA 109.00; TRUCK CENTER COMPANIES 259054.57; TRUSTEES OF THE ANN SMELTZER CHARITABLE TRUST 44.14; TYLER TECHNOLOGIES, INC. 37305.50; U S POSTAL SERVICE 630.15; UNITED LABORATORIES 294.00; UNITED STATES TREASURY 318.50; US CELLULAR 308.15; VALMONT COATINGS 204.95; VANCE CORDS 60.00; VANDER HAAG'S INC. 49200.00; VANGUARD APPRAISALS INC 3640.00; VERIZON 240.00; VERIZON 550.00; VERIZON CONNECT NWF, INC. 2466.12; VERIZON WIRELESS 7562.33; VERONICA J MADSEN 642.34; VETTER EQUIPMENT 78.71; VETTER EQUIPMENT CO 119.95; VISA 12983.36; VISION CARE ASSOCIATES P.C. 574.00; VISION CARE DIRECT 9604.52; VOYA RETIREMENT INS & ANNUITY 39.00; WALMART COMMUNITY 53.17; WALMART COMMUNITY/GEMB 281.81; WASHINGTON NATIONAL INS CO 2509.40; WATCH GUARD VIDEO 9900.19; WEBSTER COUNTY PUBLIC HEALTH 10110.34; WEBSTER COUNTY SHERIFF 24.48; WELLMARK BLUE CROSS & BLUE SHI 443285.96; WELLS FARGO FINANCIAL LEASING, INC 216.00; WESCO INDUSTRIES INC 66247.24; WEST PAYMENT CENTER 3846.93; WETHERELL SAND & GRAVEL INC 1026.00; WEX BANK WRIGHT EXPRESS FSC 2894.87; WHKS & CO. 31615.50; WILLIAM LYNN GEE 171.00; WILLIAM SANKEY 150.00; WINDSTREAM 1508.17; WINDSTREAM COMMUNICATIONS ATTN:CABS 410.28; WOODBURY CO AUDITOR/RECORDER 14.68; WOODBURY CO SHERIFF 7720.00; WORLD DATA CORPORATION 300.00; YVONNE SANDHOFF 6.45; ZIEGLER INC 14246.36; ZION LUTHERAN PRE SCHOOL 6356.84

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**BOARD OF SUPERVISORS MEETING  
SEVENTEENTH MEETING, 2021 SESSION (17)  
APRIL 6, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 6, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman (via "GoToMeeting") Altena, Merten, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting.

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

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, for the accommodation of one underground primary cable by boring under 200<sup>th</sup> Ave., between Sections 31 and 32, Nokomis Township, to upgrade the existing facilities. Carried.

**Secondary Road Report:** They have been blading gravel roads, spot graveling, and edge rutting; parts have been ordered for the motor grader; the tile crew is starting to make tile repairs; Engineer Wilkinson has advertised for two seasonal mowers; fairly normal operations.

Margie Robinson informed the Supervisors, that the **intersection lights** at M44 & Hwy 3 and at Business 71 & Hwy 71 have been off for six months, and she would like to have the lights replaced and working again. Engineer Bret Wilkinson stated that the light at Business 71 & Hwy 71 is burned out, and ILEC will be replacing it. Wilkinson wasn't aware of the light at M44 & Hwy 3, but stated that he would check it out, and if it was burned out, it would also be replaced. Robinson thanked the Board and the Engineer for taking care of these lights. (Wilkinson did check the intersection of M44 & Hwy 3, after the meeting, and verified that there is not a light at that intersection.)

Annette Koster, Program Director of BV, Crawford, and Sac Early Childhood Iowa, met with the Board virtually, requesting that the Board consider signing a proclamation declaring April as Child Abuse Prevention Month. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **Child Abuse Prevention Proclamation.** Carried.

Drainage Engineer Brian Blomme and Asst. to the Drainage Engineer Eric Yunginger, presented information to the Board, regarding survey equipment they would like to purchase. Blomme recommends purchasing the R12I rover system, as it will work as long as there is cell phone service in the area. The quote from Precision Midwest is for \$40,136.30, and includes a 5-year warranty for the collector and the rover. Blomme stated that a "base" could be purchased for an additional \$16,063.45, for use when there is no cell phone coverage, however, Blomme recommended waiting to see if they actually would need it, as more cell towers have been installed around the county, and they may not need the base. Blomme stated that the equipment would belong to BV County, and could be used by other departments, if needed. Motion by Ringgenberg, second by Merten to approve and authorize the Drainage Engineer to purchase the **R12I Rover System**, from Precision Midwest, Plainfield, IL, in the amount of \$40,136.30. Carried.

Motion by Merten, second by Altena, to approve the **minutes** of 3/30/21 as printed, and the following **reports**: March Sheriff's Report of Fees Collected and March Sheriff's Report of Federal Inmate Billings. Carried.

Public Health Administrator Julie Sather updated the Board on the **COVID-19 Vaccine.** Public Health will be vaccinating more ag and manufacturing employees this afternoon with the Johnson & Johnson vaccine. Thursday, they will be giving booster shots at the BV County Fairgrounds, and Friday they will be vaccinating another 400 employees at Tyson Pork. Saturday, there will be an open clinic at

the Storm Lake Elementary School with 550 doses available, with boosters given on Mother's Day weekend. Sather has been working with SALUD and HyVee to get the message about vaccinations to ethnic groups. Sather is also working with BVU faculty and students, to get them vaccinated prior to the end of the school year. Sather stated that she will prepare a flyer to go out to BV County employees, informing them of a vaccination clinic that Public Health will be conducting on Friday, April 16, for any employees wanting to be vaccinated. The booster vaccine will be administered on Friday, May 14 for those county employees receiving their first vaccine April 16. Sather stated that COVID counts are going up, due to Spring breaks and Easter, and encourages people that are exposed, to get tested, as they could be asymptomatic, and spreading the virus.

Motion by Ringgenberg, second by Huseman, to extend the **Families First Coronavirus Response Act (FFCRA) and Expanded FMLA** through May, 2021, and then revisit the subject again. Carried.

**Hear the Public:** Treasurer Danelle Haberman introduced her new Motor Vehicle Clerk, Connie Jesse. The Board welcomed Jesse.

**Hear the Public:** Bldg/Grounds Supt. Joe Keller and Supervisor Huseman discussed a letter that was received from Marnie Schattgen, requesting a donation letter (for tax purposes) from the Board for her mother's donation of an Abner Bell portrait, in the amount of \$2,500. Motion by Merten, second by Huseman, to approve drafting a letter of donation to Mary Ann Cruzen, for her donation to the County of an Abner Bell portrait, in the amount of \$2,500. Carried.

**Hear the Public:** I.T. Director Tyler Van Houten informed the Supervisors of the new equipment that will be installed in the Boardroom, of large TV's and microphone system, to be used for the GoToMeetings.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 10:38 a.m. until Tuesday, April 13 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
EIGHTEENTH MEETING, 2021 SESSION (18)  
APRIL 13, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 13, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman (via "GoToMeeting") Altena, Merten, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting.

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

Engineer Bret Wilkinson presented information regarding installing a light at the **intersection of M44 & Hwy 3**, which was requested at last week's Supervisors Meeting, by Margie Robinson. Wilkinson stated that Iowa Lakes Electric has a pole on the southwest corner of the intersection, but there is not a light on the pole. The cost of an LED light at that intersection, if it were placed on the existing pole, would be \$1,000. If the County were to put another light in the northeast corner of the intersection, the cost of the second pole and light would be \$4,000. Wilkinson stated that the cost of operating the lights is \$450 per year, for each light. Wilkinson recommends putting up one light, at the southwest corner of the

intersection, on the existing pole. Merten suggested contacting the residence, across the road, to be sure that the light wouldn't be too bright shining in to their house. Merten commented that \$450 is too much for the cost of each light, per year, and asked Wilkinson to contact Iowa Lakes Electric for an explanation regarding the yearly cost. The Board tabled any action on this, until a later date.

Engineer Bret Wilkinson received a request from the City of Albert City, for a **flashing stop sign on N14**, where it meets Main Street. Wilkinson stated that the County had placed a 36" stop sign at that location, but people are still running through the intersection without stopping. Wilkinson stated that he thought the City of Albert City might be willing to share the cost, which he estimates at \$1,200. Wilkinson suggested asking the City of Albert City to pay 50% of the cost, with the County paying for the other 50%, plus Secondary Road would install the sign. The consensus of the Board was to have Wilkinson present this proposal to the City of Albert City.

Engineer Bret Wilkinson reviewed his FY'22 IDOT budget that will be submitted to the State, along with his 5-year program for construction and repairs. Wilkinson stated that the Budget was the same as what the Board had approved in March. Wilkinson stated that he would like to add 6 miles of Business 71 and 2 miles of N14 to the FY'22 budget, to be paid from Farm-to-Market Funds, which the Board agreed to. Motion by Ringgenberg, second by Huseman, to accept and authorize the Chair to sign the **State IDOT budget** and **5-year Construction Program**, for FY'22, and submit to IDOT. Carried.

Drainage Engineer Brian Blomme and Assistant to the Drainage Engineer Eric Yunginger, presented the chemical treatment quotes from B & W Control Specialists, on Buena Vista County Drainage Districts & Joint Drainage Districts for 2021. Blomme stated that the quotes are a "not to exceed" amount, with the actual work done on a time and materials basis. Blomme stated that he has been happy with the work done by B & W Control Specialists, and recommended approval. Motion by Merten, second by Altena, to approve the following quotes for **chemical treatment** from B & W Control Specialists for the 2021 spray rotation for the following Drainage Districts: **Jt. DD #16-30-92 MOD** (\$4,500), **Jt. DD #16-30-92 Sac OD** (\$1,750), **JT. DD #19-26 MOD** (\$2,500), **Jt. DD #274 MOD Sac County only** (\$2,000), **DD #1 Lat 1 OD** (\$2,500), **DD #1 Lat 2 OD** (\$2,000) **DD #3 & 3 Ext.** (\$4,500) **DD #20** (\$2,500) **DD #32** (\$1,000) **DD #34 Lat 1 OD** (\$1,500), **DD #34 Lat 2 OD** (\$12,000), **DD #34 Lat 3 OD** (\$2,500), **DD #49** (\$1,500), **DD #63 OD Easement** (\$1,500), **DD #184** (\$1,500), **DD #205** (\$2,000), **JT. DD #1 MOD** (\$4,500), **JT. DD #183 MOD** (\$2,000), **DD #69** (\$500), **DD #74** (\$500), **DD #99** (\$500), **DD #107** (\$500), **DD #203** (\$500), and to authorize the Chair to sign. Carried.

Cara Elbert, Planner for NW IA Planning & Development, along with Engineer Tyler Baumbach, WHKS, were present electronically, to discuss the easements in relation to the White Family Trust Project that is part of the **North Raccoon River Watershed Project**. Also present for the discussion was Conservation Director Greg Johnson, Engineer Bret Wilkinson, Drainage Engineer Brian Blomme, and County Attorney Paul Allen. A 30' easement is needed, and there was discussion about adjusting a fence on the property to the south, and the need to contact the landowner. County Attorney Paul Allen will look into whether there is a written easement. Elbert stated that there are four projects going on, and she would like to keep them together. Elbert stated that she will work with everyone, to get the purchase and buyout completed.

The Chair opened the public hearing at 9:30 a.m. for the CDBG Status Hearing on Funded Activities of the **North Raccoon Watershed Project**, with Cara Elbert, Planner for NW IA Planning & Development present electronically. This public hearing on the status of Community Development Block Grant (CDBG) funded activities is being held to comply with citizen participation requirements of Section 507 of the Housing and Community Development Act of 1987. Buena Vista County was awarded \$3,695,107 in CDBG funds on October 11, 2016 to implement water quality projects in the North Raccoon River Watershed.



This need to complete the project derived from the Iowa Economic Development Authorities application to HUD for the National Disaster Resiliency Competition on behalf of nine targeted watersheds throughout Iowa. Once funded, the mission and vision for the projects became known as the Iowa Watershed Approach. The Iowa Watershed Approach (IWA) represents a program through which Iowans are working together to address factors that contribute to floods. This approach is consistent with other statewide programs in Iowa to reduce flooding and improve water quality, such as the Iowa Flood Mitigation Program and the Iowa Nutrient Reduction Strategy. Nine distinct watersheds representing different Iowa landforms will serve as project sites for the IWA. Each will form a Watershed Management Authority, develop a hydrologic assessment and watershed plan, and implement projects in the upper watershed to reduce the magnitude of downstream flooding and to improve water quality during and after flood events. Flood resilience programs will be implemented in each watershed to help increase community resilience to future floods. The Buena Vista County N. Raccoon River Watershed Project is being funded fully through a Community Development Block Grant (CDBG) provided by the Iowa Economic Development Authority. The only matching funds required are on behalf of the property owners who are implementing targeted water quality projects.

General accomplishments to date include setting up the N. Raccoon River Watershed Management Coalition, completing hydrologic assessments of the watershed, development of a watershed management plan, creating partnerships to further create success for the future of the watershed and hiring a watershed coordinator to do landowner outreach and identify targeted water quality projects. The CDBG contract performance target with the Iowa Economic Development Authority (IEDA) ends on December 31, 2021 but will likely be extended six months. It is expected that all of the scope of work will be completed by the end of the contract performance period.

The total project budget as submitted in the CDBG application and under contract between the State of Iowa and Buena Vista County has been amended to is \$2,411,929. As of March 31<sup>st</sup>, 2021, the time of the last Request for Payment/Activity Status \$1,232,801 has been requested in federal CDBG funds. This equals approximately 51.1% of the project costs. CDBG grant administration invoices submitted by NW IA Planning & Development have totaled \$68,532 to date. There has been one amendment to the CDBG project budget in 2020 to bring the budget from the original award of \$3,695,107 to \$2,411,929. This was due to not having enough water quality projects with landowners who were willing to participate. The scope of project and objectives or beneficiaries has remained the same.

The public hearing is now open to any comments. No written objections have been submitted and no objections were offered during the hearing. Motion by Ringgenberg, second by Huseman, to close the public hearing. Carried.

A public hearing was held on Tuesday, April 13<sup>th</sup>, 2021 at 9:45am at the Buena Vista County Courthouse to hear comments on the county's application for **CDBG Career Link Grant**. The public hearing was opened at 9:45 am. The hearing was pursuant to the citizen participation requirements of Section 508 of the Housing and Community Development Act of 1987, as amended March 25, 1988. The Iowa Economic Development Administration (IEDA) will advise all CDBG applicants and grantees of the requirements, and of acceptable means to amended, to ensure compliance with said requirements by all applicants for and recipients of CDBG funds administered by the State of Iowa. The public was informed that IEDA requires reasonable public access to all local meetings, project records and information relating to the proposed and actual use of CDBG funds. All CDBG related meetings should be conducted in public buildings.

The need for the project was identified by Rembrandt Enterprise and Regional Transit Authority (RIDES). The project will shuttle workers for two shifts from Storm Lake to Rembrandt Enterprises in Rembrandt,

IA. The application cycle is currently open and the project is anticipated to begin in upon awarding of grant funds.

The total project is estimated to be approximately \$328,000. The local share of this project would be provided by Rembrandt Enterprises and rider fares in the amount of \$160,000. Grant administration would be \$8,000 for a total CDBG request of \$168,000.

A requirement of the CDBG program is that funds must benefit a population of at least 51% of the households are occupied by low or moderate income families It was noted that no businesses or persons will be displaced as a result of this proposed project. In the event that any persons or businesses are displaced as a result of the recommended project, the entities involved in the project will adhere to the requirements of the Uniform Relocation and Assistance and Acquisition Act of 1974, as amended.

The hearing shall then be open for public questions or comments. There were no comments.

Motion by Merten, second by Ringgenberg, to close the public hearing at 9:50 a.m. Carried.

/s/ Kelly Snyder, Chair.....Attest: Sue Lloyd, Buena Vista County Auditor

Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the **Career Link Funding CDBG Grant** application, regarding transportation to Rembrandt Enterprises in Rembrandt, Iowa. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **Federal Assurances Signature Page**, regarding the CDBG Program, regarding transportation to Rembrandt Enterprises. Carried.

Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the **Applicant/Recipient Disclosure/Update Report** for the CDBG Grant Program for Rembrandt Enterprises. Carried.

County Attorney Paul Allen discussed the Statement of Policy and Disclaimers, regarding the County's website. Motion by Merten, second by Altena, to approve the **Compliance Statement, Terms & Conditions, Privacy Policy, and Unlawful Discrimination policy**, regarding the County's website. Carried.

County Attorney Paul Allen was present to discuss the **FFCRA**, which ended 12/31/2020, and became optional. With the signing by President Biden, of the American Rescue Plan Act (**ARPA**), which took effect on April 1, 2021, and is set to expire on September 30, 2021, several policies that were in effect under the FFCRA were revived. The ARPA is similar to FFCRA, but provides a new framework for employers to navigate in response to paid leave requests due to COVID-19 related reasons. Allen stated that ARPA does not require employers to provide paid sick leave for any of the qualifying reasons for COVID leave, however, if an employer chooses to voluntarily extend paid sick leave for COVID-19 qualifying reasons, tax credits are available to offset the cost to the employee, to both public and private employers. Allen commented that since the County isn't having issues and abuse of the current FFCRA policy, he recommended leaving it as is. The consensus of the Board was to leave the FFCRA as is, which the Board extended through 5/31/21, and to readdress it at that time.

Conservation Director/Weed Commission Greg Johnson presented the annual noxious weed resolution. Motion by Ringgenberg, second by Altena, to approve **Resolution #2021-04-13-A**, Public Notice Destruction of Noxious Weeds & Fines Assessed, and to authorize the Chair to sign. Carried.

**RESOLUTION #2021-04-13-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, 2021 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, spray, or otherwise destroy all noxious weeds thereon, 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, burned, sprayed, or otherwise destroyed on or before the following dates and as often thereafter as is necessary to prevent seed production:

Group 1. June 1, 2021, for Leafy Spurge and Musk Thistle.

Group 2. July 1, 2021, for Canada Thistle and Field Bindweed.

Group 3. August 1, 2021, for Palmer Amaranth, Multiflora Rose, Bull and Plumeless Thistles.

2-That each owner and each person in possession or control of any lands in Buena Vista County infested with any noxious weeds listed for eradication or control by the Agriculture and Land Stewardship Department Administrative Rules Chapter 58.4 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 within the right-of-way adjacent to dwellings or property by Buena Vista County, he or she shall sign an annual agreement by June 1st at the County Conservation Board 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.

6-Buena Vista County primarily uses Milestone and TerraVue herbicide for noxious weed control within the road right-of-way. For individuals who harvest hay from the County's right-of-way consult the Milestone and TerraVue label for possible haying and grazing restrictions. Any additional concerns may be directed to the County Weed Commissioner.

7-The Weed Commissioner, Greg Johnson or Deputy Weed Commissioner, Brian Jones are located at the Buena Vista County Conservation Board office. 377 440<sup>th</sup> Street, Peterson, Iowa 51047. Telephone-712-295-7985.

**PENALTY**

Be it further Resolved, that upon failure to comply by the date prescribed in an order, pursuant to Chapter 317, for destruction of weeds, the weed commissioner, following notice, may enter upon the land without consent and have the weeds destroyed with the costs of such action taxed against the real estate on which the weeds were destroyed, or may impose a penalty of \$10.00 per day for each day, up to ten days, that the owner or person in possession or control of the land fails to comply, after which, the weed commissioner, following notice, may enter upon the land without consent and have the weeds destroyed with the costs of such action taxed against the real estate on which the weeds were destroyed.

Passed and approved this 13th day of April, 2021.

/s/ Kelly Snyder, Chair-BV County Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Merten, to approve the minutes of 4/6/21 as corrected, today's claims approval list, stamped drainage warrant register, and the following reports: BV Solid Waste Planning Area 2021 Comprehensive Plan update, April Manager's Report-Landfill, March Solid Waste Commission minutes, April Safety meeting minutes, FY'20 Central Service Cost Allocation Plan, and Quarterly North Raccoon Watershed minutes. Carried.

Motion by Huseman, second by Merten, to approve and authorize the Chair to sign the cyber insurance renewal application. Carried.

Motion by Merten, second by Altena, to authorize the chair to sign the Certification of FY'20 Cost Allocation Plan (CASI). Carried.

Hear the Public: Env Health/Zoning Director Kim Johnson came in to inform the Board that today she received the draft permit for Gold 8—Tom Witt construction permit for Facility ID #65931.

Supervisor Meeting Reports: Ringgenberg will attend the Board of Health meeting this week, and more meetings next week; Snyder and Merten toured the Rembrandt Enterprises facility, and attended a meeting on a proposed new housing addition.

Supervisors Snyder and Altena interviewed the candidates for the Recorder's position, and stated that the selection and appointment will be made at 8:00 a.m. on Monday, May 3, 2021.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 11:12 a.m. until Tuesday, April 20 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
NINETEENTH MEETING, 2021 SESSION (19)  
APRIL 20, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 20, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman (via "GoToMeeting") Altena, Merten, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting.

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

Motion by Ringgenberg, second by Altena, to **amend today's agenda**, adding an additional action item for obtaining a SAM Registration. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **utility permit** for J & K Contracting, LLC, Urbandale, IA, to install a new 6" water service, boring under C65 between Sections 13/24 of Hayes Township, to the wastewater treatment plant. Carried.

Motion by Huseman, second by Merten, to approve and authorize the Chair to sign a **letter of support** for the Little Sioux River Bridge in Linn Grove. Merten asked Engineer Wilkinson to add to the letter, stating that this bridge is only one of two crossings of the Little Sioux River in Buena Vista County. Carried.

Motion by Ringgenberg, second by Merten, to approve the Plans and Specs for **Project LFM-B-1703—7X-11**, the bridge replacement project on M50, one mile south of C49. Carried.

**Secondary Road Report**: They have been hauling gravel and grading the gravel roads; they have had the large shouldering machine out, edge rutting along hard surface roads; the tile crew has been out making tile repairs; applications are in for the two seasonal positions, but interviews haven't started.

Merten stepped out of the meeting.

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

Motion by Huseman, second by Altena, to approve the **minutes** of 4/13/21 as printed, and the following **reports**: March Conservation Board minutes. Carried.

Motion by Ringgenberg, second by Huseman, to authorize the Chair to sign a **Certificate of Appreciation** for Shari O'Bannon for her 30 years of service to Buena Vista County, as County Recorder. Carried.

Merten came back in to 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 Merten, second by Ringgenberg, to approve the **Cigarette/Tobacco Permit** for Al's Corner Oil Company, DBA Sparky's One Stop #16. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorizing the Chair to sign the letter designating Aimee Barritt as the County's **Entity Administrator for registering in SAM** (System for Award Management). Carried.

Drainage Engineer Brian Blomme presented a revised **beaver trapping form** for the Board to consider. Blomme proposed adding that the trapper must follow all rules and regulations established by the IDNR, and that any beaver found to be taken unlawfully will result in no bounty payment. Merten commented that he was not in favor of this proposed change, stating that there are times when the beavers need to be trapped because they are a nuisance. Blomme appreciated Merten's comments, and withdrew his recommendation. The beaver trapping form will remain as it is currently, relying on the registration number and furbearers license.

Drainage Engineer Brian Blomme presented a request to the Board, to purchase a Ranger side-by-side and an aluminum flatbed trailer. Blomme stated that he still had funds left over, after purchasing the survey equipment, so he would like to make these purchases out of the current FY'21 budget, which would be around \$18,500. Motion by Ringgenberg, second by Altena, to authorize the Drainage Engineer to move forward with purchasing a **Ranger side-by-side and flatbed trailer**. Snyder suggested that Blomme also look at steel trailers, as they are less expensive. Carried.

Drainage Engineer Brian Blomme requested that the Board allow him to order a second **truck** for his department, for the Assistant to the Drainage Engineer. Blomme stated that it will take 6 months in order to get the truck in stock, so he would like to order now. Snyder would like to see what the Drainage Department's budget looks like, before making a decision. Blomme stated that he will prepare a summary of his budget, and will meet with the Board again on May 3 to discuss whether he could proceed to order a truck. Blomme stated that he would need to have a budget amendment in FY'22 for the purchase of a second truck.

Public Health Administrator Julie Sather stopped in to update the Board on the **COVID vaccine**. Sather stated that BV County is doing well among the 9-county area, with the lowest positivity rate of 1.9%. Sather informed the Board that 6,600 have been totally vaccinated, and 1,500 have received their first dose. Sather stated that people aren't calling as much now. Every other Tuesday vaccine is available, with one bigger event planned for once a month. Sather stated that they declined their vaccine allocation last week, as others needed additional, due to the Johnson & Johnson vaccine being on hold.

County Attorney Paul Allen was present for his appointment. Motion by Altena, second by Ringgenberg, to go into **closed session** (at 10:00 a.m.) under Chapter 21.5(1)(c) of the 2021 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. A call was placed to Huseman, so that he could participate in the closed session. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Motion carried.

Motion by Merten, second by Altena, to go out of **closed session** at 10:12 a.m. Carried.

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 10:18 a.m. until Tuesday, April 27 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTIETH MEETING, 2021 SESSION (20)  
APRIL 27, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 27, 2021 at 9:00 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman (via "GoToMeeting") Altena, 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, Huseman, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

The Chair opened the public hearing for the second **FY'21 budget amendment**. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Ringgenberg, second by Altena, to close the public hearing. Carried.

Motion by Huseman, second by Ringgenberg, to approve the **FY'21 budget amendment** as published, to authorize the Chair to sign the Budget Amendment certification, to sign Resolution #2021-04-27-A, and to approve the following appropriations:

Increase activity	1050	General Basic Fund (0001)	Dept 29	\$10,000
Increase activity	1100	General Basic Fund (0001)	Dept 04	\$7,500
Increase activity	1620	General Suppl Fund (0002)	Dept 06	\$1,000
Increase activity	3020	General Basic Fund (0001)	Dept 46	\$150
Increase activity	3040	General Basic Fund (0001)	Dept 23	\$45,000
Increase activity	3040	General Suppl Fund (0002)	Dept 23	\$14,098
Increase activity	3400	General Basic Fund (0001)	Dept 45	\$600
Increase activity	7100	Secondary Road Fund (0020)	Dept 20	\$50,000
Increase activity	7140	Secondary Road Fund (0020)	Dept 20	\$50,000
Increase activity	7210	Secondary Road Fund (0020)	Dept 20	\$200,000
Increase activity	8010	General Suppl Fund (0002)	Dept 02	\$20,063
Increase activity	9030	General Basic Fund (0001)	Dept 98	\$20,000
Increase activity	0030	Shared Drainage Fund (0029))	Dept 15	\$15,414
Increase activity	0030	Shared Drainage Fund (0029)	Dept 16	\$47,692
Increase activity	0220	General Basic Fund (0001)	Dept 41	\$4,437
Increase activity	0220	Shared Drainage Fund (0029)	Dept 15	\$38,029
Increase activity	0220	Capital Proj Loan Fund (1520)	Dept 01	\$40,500
Increase activity	0220	Capital Proj Loan Fund (1520)	Dept 22	\$350,000
Increase activity	0220	Capital Proj Loan Fund (1520)	Dept 46	\$28,000
Increase activity	0300	LOST for Sec Road (0019)	Dept 90	\$52,162
Increase activity	0300	COVID Local Gov Relief (0032)	Dept 90	\$18,458 Carried.

**RESOLUTION NO. 2021-04-27-A  
RESOLUTION AMENDING THE FY'21 ANNUAL BUDGET  
BY ADOPTING BUDGET AMENDMENT #2**

**WHEREAS** the Board of Supervisors approved Departmental Appropriations on June 30, 2020 for all departments, of the fiscal year beginning July 1, 2020 in accordance with Section 331.434, Subsection 6, Code of Iowa; and

**WHEREAS** the Board of Supervisors approved Budget Amendment #1 on November 17, 2020, thereby increasing appropriations by \$467,246, for a total budget after the amendment of \$23,683,292; and

**WHEREAS** the Board of Supervisors has held the necessary hearing after having caused to be made the publication and notice required by law; and

**WHEREAS** the Board of Supervisors has reviewed the budget amendment #2 for FY'21, as presented by the County Auditor, increasing appropriations by \$1,013,103; and

**WHEREAS** the Board of Supervisors believe the aforesaid budget amendment #2 proposed for FY'21 to be in the best interests of Buena Vista County.

**NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS, BUENA VISTA COUNTY, IOWA:**

**SECTION ONE:** That the FY'21 budget for Buena Vista County, Iowa, on file in the County Auditor's Office is hereby amended and approved.

**SECTION TWO:** That this resolution shall be in full force and effect from and after its passage and approval in the manner provided by law, and the County Auditor is directed to make the filings required by law and to set up the books in accordance with the summary and details as adopted.

**PASSED, APPROVED, AND ADOPTED** this 27th day of April 2021, by the Buena Vista County Board of Supervisors.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the utility permit for Iowa Lakes Electric Cooperative, Estherville, IA, for the accommodation of one underground primary cable and overhead construction for the transmission of electricity along 50<sup>th</sup> Ave. and 640<sup>th</sup> St. in Sections 15, 21, 22, 23, 27, and 28 of Maple Valley Township. Carried.

Engineer Bret Wilkinson informed the Board that he had contacted Iowa Lakes Electric, regarding installing a destination light at the intersection of M44 & Hwy 3. Wilkinson stated that there is an existing pole and transformer, and asked whether a light could be attached to the pole. Iowa Lakes Electric took some measurements, and stated that the light could be installed on the existing pole, and the cost would be \$81 per year to operate. Ringgenberg asked if the light was necessary at this location, and Wilkinson stated that with the crest to the south and crest to the east, it would be helpful. Motion by Ringgenberg, second by Huseman, to approve and authorize the installation of a destination light at the intersection of M44 & Hwy 3. Carried.

**Secondary Road Report:** The tile crew has been making repairs; another crew has been blading gravel roads and edge rutting along the hard surface roads.

Motion by Ringgenberg, second by Huseman, to approve the minutes of 4/20/21 as printed, today's claims approval list, stamped drainage warrant register, and the following reports: February Central Iowa Juvenile Detention Center minutes & March financials, March RIDES minutes & April packet, and Recorder's Quarterly Report of Fees Collected. Carried.

Motion by Altena, second by Ringgenberg, to acknowledgement of the letter from Dr. David Crippin, resigning as Chief Medical Examiner as of May 15, 2021. Carried.

Motion by Huseman, second by Altena, to appoint Dr. Garrett Fedderson as Chief Medical Examiner, effective 5/15/2021, replacing Dr. David Crippin, and replacing Kari Pickhinke, as Medical Examiner Secretary, effective 5/15/2021. Carried.



The Board tabled appointing members to a **Re-districting Commission** until their next meeting on Monday, May 3.

The Board recessed at 9:54 a.m. until their next appointment at 11:30 a.m.

Drainage Engineer Brian Blomme, Assistant to the Drainage Engineer Eric Yunginger, and ISG Engineer Spencer Pech, were present for the bid letting for the DD #101 Open Ditch Repairs Project. Seven bids were received: L. A. Carlson Contracting, Hinton, IA \$147,997.10, Anderson Drainage & Excavation, LLC, Humboldt, IA \$128,372.00, Reutzel Excavating, Inc., Burt, IA \$154,106.14, Spring Lake Construction, Polk City, IA \$214,732.60, MLS Landscape & Design, Inc., Granville, IA \$173,906.27, Quality Drainage Solutions, Sac City, IA \$152,341.00, and McCarty Custom Inc. Construction, Linn Grove, IA \$118,558.25. Blomme stated that the Engineer's estimate for the project was \$178,783.20. Blomme recommended that the Board take the bids under consideration, giving him time to verify the numbers and check references of the low bidder, McCarty Custom Inc. Construction. Motion by Ringgenberg, second by Huseman, to take the bids on the **DD #101 Open Ditch Repairs Project** under consideration until next week's Supervisor's meeting on Monday, May 3. Carried.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 11:40 a.m. until Monday, May 3 at 8:00 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FIRST MEETING, 2021 SESSION (21)  
MAY 3, 2021**

The Buena Vista County Board of Supervisors met in special session on Monday, May 3, 2021 at 8:00 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman (via "GoToMeeting") Altena, Merten, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting.

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

The Chairman announced that after publishing a notice for interested persons to apply, four applications had been received for the County Recorder position. After conducting interviews of all applicants, and upon review of their qualifications and experience, motion by Merten, second by Altena, to approve and to authorize the Chairman to sign a certificate appointing Curtis Reis as **County Recorder** effective May 3, 2021 until the completion of the General Election canvass on November 15, 2022, unless a Special Election is called for, and until a County Recorder is duly elected by the voters and qualified, which will fill the vacancy created by the retirement of Shari O'Bannon on April 30, 2021. Carried.

Attorney Ryan Moore met with the Board, presenting Resolution #2021-05-03-A, finalizing the sale of 401 Hudson Street to Tyson, executing a deed transferring title to Tyson. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign **Resolution #2021-05-03-A** and executing a deed transferring title to Tyson for the **401 Hudson St.** property. Carried.

**RESOLUTION #2021-05-03-A**

**TRANFER OF EXCESS PROPERTY- 401 HUDSON STREET**

**WHEREAS**, Iowa Code § 331.361 provides a procedure for disposing of real property, this Board of Supervisors voted to utilize such procedure to sell the real property locally known as 401 Hudson Street, Storm Lake, Iowa, and legally described as:

Lots Eight (8) and Nine (9), Block Seventy-Five (75), Park Addition to Storm Lake, Iowa.

and

Parcel "A"

A parcel of land in the Station Grounds of the Illinois Central Railroad located in the City of Storm Lake, Iowa, more particularly described as follows:

Beginning at the Point of Intersection of the East line of Hudson Street as platted in the City of Storm Lake, Iowa and the North line of the Station Grounds of the Illinois Central Railroad, said line being the South line of Block Seventy-five (75) of the Original Platting of Storm Lake, Iowa; Thence due South along the East line of said Hudson Street a distance of Ninety-seven and Forty-five Hundredths Feet (97.45'); thence South 67 degrees 27 minutes East along a line parallel to the North line of said railroad station grounds and said South line of Block Seventy-five (75) a distance of Three Hundred Twenty-four and Three Tenths Feet (324.3') to the West line of Superior Street as platted in the City of Storm Lake, Iowa; Thence North 00 degrees 03 minutes West along the West line of said Superior Street a distance of Ninety-seven and Forty-five Hundredths Feet (97.45') to the North line of said railroad station grounds and the South line of said Block Seventy-five (75); Thence North 67 degrees 27 minutes West a distance of Three Hundred Twenty-four and Three Tenths feet (324.3') along the North line of said station grounds and the South line of said Block Seventy-five (75) to the Point of Beginning and containing an area of 29.187 square feet, also

Parcel "B"

A parcel of land in the Station Grounds of the Illinois Central Railroad located in the City of Storm Lake, Iowa, more particularly described as follows:

Commencing at the intersection of the East line of Hudson Street as platted in the City of Storm Lake, Iowa, and the North line of the Station Grounds of the Illinois Central Railroad, said line being the South line of Block Seventy-five (75) of the Original Platting of Storm Lake, Iowa; thence South a distance of One Hundred Thirty-seven and Five Tenths feet (137.5') along the East line of said Hudson Street;

thence South 68 degrees 14 minutes East a distance of One Hundred Sixty-four and Four Tenths feet (164.4') to the Point of Beginning; thence South 68 degrees 14 minutes East a distance of Sixty feet (60.0') thence South 21 degrees 46 minutes West a distance of Seventy-four and Six Tenths feet (74.6') to a Point Fifty feet (50.0') North of and measured at right angles to the Centerline of the Main Track of the Illinois Central Railroad; thence North 68 degrees 14 minutes West a distance of Sixty feet (60.0'); thence North 21 degrees 46 minutes East a distance of Seventy-four and Six tenths feet (74.6') to the Point of Beginning and containing an area of 4,476 square feet, also

Parcel "C"

A parcel of land in the Station Grounds of the Illinois Central Railroad located in the City of Storm Lake, Iowa, more particularly described as follows:

Commencing at the intersection of the East line of Hudson Street as platted in the City of Storm Lake, Iowa, and the North line of the Station Grounds of the Illinois Central Railroad, said line being the South line of Block Seventy-five (75) of the Original Platting of Storm Lake, Iowa; thence South a distance of Ninety-seven and Forty-five Hundredths feet (97.45') along the East line of said Hudson Street to the Point of Beginning; thence due South a distance of Forty and Five hundredths feet (40.05') along the East line of said Hudson Street; thence South 68 degrees 14 minutes East a distance of Three Hundred Twenty-two and Six Tenths feet (322.6') to the West line of Superior Street as platted in the City of Storm Lake, Iowa; thence North 00 degrees 03 minutes West along the West line of said Superior Street a distance of Thirty-five and Sixty-five Hundredths feet (35.65'); thence North 67 degrees 27 minutes West a distance of Three Hundred Twenty-four and Three Tenths feet (324.3') to the Point of Beginning and containing an area of 11,486 square feet.

All as shown on survey made by Darel D. Burns, Professional Engineer and Land Surveyor (Reg. No.4207) dated September 25, 1969 and revised December 29, 1969.

**WHEREAS**, at the direction of this Board, notice of proposed bidding process for the subject property and a public hearing regarding the same were published in accordance with Iowa Code;

**WHEREAS**, upon the close of the bidding procedure the Board received one bid from Tyson Foods, Inc., for the sum of \$350,000.00 dollars, the same was discussed at the scheduled public hearing and upon the close of the public hearing, this Board did vote to accept that bid and proceed with the sale of the subject property;

**WHEREAS**, Tyson Foods, Inc. tendered to Buena Vista County, Iowa the agreed purchase price and assumed possession of the subject property, and thus, this Board shall transfer title of the subject property to the purchaser and fulfill the County's obligation of the agreement;

**BE IT RESOLVED** that upon the Board of Supervisors accepted the bid from Tyson Fresh Foods, Inc., for the sum of \$350,000.00 dollars and that the exact funds have been paid by the purchaser and accepted by the County;

**BE IT RESOLVED** that the Buena Vista County Board of Supervisors hereby direct the Chairperson of this Board to execute a Quit Claim Deed conveying the above-described subject property to the purchaser Tyson Fresh Foods, Inc.

SO DATED 3<sup>rd</sup> day of May, 2021

/s/ Kelly Snyder, Chairperson, Board of Supervisors of Buena Vista County, Iowa

CERTIFICATE OF AUDITOR

I hereby certify that the above and foregoing resolution was duly and legally passed by the Board of Supervisors of Buena Vista County, Iowa and property journalized in the minutes thereof on the 3<sup>rd</sup> day of May 2021.

/s/ Susan K. Lloyd, Auditor, Buena Vista County, Iowa

**Secondary Road Report:** The crew has been edge rutting, finished up with the edge rutting machine. They will still need to do edge rutting along C65; they will be using the crack filling machine, filling cracks on C49 west of Alta and other roads that need it; Engineer Wilkinson was notified by Congressman Feenstra's Office that there won't be any funding for the Linn Grove Bridge; IDOT accepted the Secondary Road FY'22 budget and 5-year plan; they will be blading gravel roads now that there is moisture; the tile crew is working on repairs; and the new tandem dump trucks will be picked up this week, in Minnesota.

**Supervisor Meeting Reports:** Merten attended a Rolling Hills Mental Health Region Board Meeting; Snyder attended a RIDES meeting.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 4/27/21 as corrected, and the following **reports**: April RIDES meeting minutes, March NWIPDC meeting minutes, and March Board of Health minutes. Carried.

The Board discussed the appointment of a **Temporary Re-Districting Commission** to draw supervisor district lines based upon the new census figures. Motion by Ringgenberg, second by Huseman, to set the number of Re-districting Commission members at five. Carried. Motion by Merten, second by Huseman, to allow compensation of the **Temporary Re-Districting Commission** at the rate of \$15 per hour, and \$.52/mile, which is .04 under the IRS rate. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2021-05-03-B**, appointing members to the 2021 **Buena Vista County Re-Districting Commission**, their terms to expire 20 days following the date the county's supervisor district plan and corresponding precinct plan are approved or imposed by the Secretary of State. Carried.

**Resolution #2021-05-03-B**

**WHEREAS**, the United State Department of Commerce conducts the United States Census every ten years;

**WHEREAS**, Iowa Code Section 331.210A states that a Temporary County Redistricting Commission shall be established to adopt the County's precinct boundaries;

**NOW THEREFORE, BE IT RESOLVED** that the following named individuals shall be appointed to the Buena Vista County Temporary Redistricting Commission:

Deb Langner, Hayes Township-Storm Lake } names submitted by the Democratic supervisors  
Don Altena, Storm Lake }

Lori Darrow, Coon Township-Newell } names submitted by the Republican supervisors  
Lynette Goodman, Storm Lake }  
Randy Ericksen, Alta }

Dated this 3rd day of May, 2021.

/s/ Kelly Snyder, Chairperson, Board of Supervisors

Sheriff Kory Elston met with the Board to request "staff parking only" signs at the LEC. Currently, there are eight parking spots on the south side of the LEC, which were painted for "staff parking", but over the winter the snow covers it up, and then the paint wears off. Elston stated that now with resumed probation, they are extremely busy, and customers are parking in the staff spots. Motion by Merten, second by Altena, to approve the placement of eight "**staff parking only**" signs on the south side of the LEC. Carried.

Drainage Engineer Brian Blomme, informed the Board that he reviewed the bids that were received for the DD #101 Open Ditch Repairs Project, and checked references on the low bidder, finding that everything was in order. Blomme stated that he received good reports from Palo Alta and Pocahontas Counties for the work they had done by McCarty Custom Inc. Construction. Blomme recommends accepting the low bid and awarding the contract to the low bidder. Motion by Ringgenberg, second by Huseman, to accept the low bid, and award the contract on the **DD #101 Open Ditch Repair Project** to McCarty Custom Inc. Construction, Linn Grove, IA, in the amount of \$118,558.25.

Drainage Engineer Brian Blomme reviewed his revenue and expenditure reports with the Board, along with his projected fund balance. Blomme stated that all three County Treasurers are purchasing the stamped warrants, payable to the Shared Drainage Engineering Fund, so that there is cash coming in. Blomme stated that his goal is to eventually return the \$210,000 start-up contribution back to the three counties (BV, Sac, and Calhoun). Blomme informed the Board that he looked at UTV's and trailers at two different local businesses, and will be purchasing the UTV from Schuelke Power Sports, Storm Lake, for \$15,350, with a June delivery date. The Board previously asked Blomme to check on the prices and availability of aluminum and steel trailers. Blomme was told that the company can no longer order a steel trailer, but the aluminum trailer would be available for June delivery. Blomme would like to purchase an aluminum trailer to haul the UTV from North Lake Truck, in the amount of \$2,350. Motion by Ringgenberg, second by Merten, to approve Blomme to move forward with the purchase of an **aluminum trailer**, from North Lake Truck, in the amount of \$2,350. Carried.

Drainage Engineer Brian Blomme discussed purchase of an additional **pickup** for his assistant, from the FY'22 budget. Previously, the Board asked Blomme to look for a good, used pickup. Blomme stated that with a used truck, there wouldn't be any government discount, as there is with purchasing new. Merten recommends purchasing a new pickup. The consensus of the Board was for Blomme to move forward, and look for a new double cab pickup for his department.

Env Health/Zoning Director Kim Johnson discussed with the Board, the membership of the **Zoning Commission and Board of Adjustment**. Johnson asked the Board if they wanted to stay with an 8-member Board or go down to 5-members. Merten and Snyder both commented that they were fine going down to a 5-member Zoning Commission and Board of Adjustment. Johnson stated that the Board of Adjustment meets 4-5 times per year, and Zoning will be meeting more, due to the Comp Plan.

There being no further business, motion by Altena, second by Ringgenberg, to adjourn the meeting at 10:00 a.m. until Tuesday, May 11 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**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 1<sup>st</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 finals 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.

\_\_\_\_\_  
Sharon Henkel, Deputy Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-THIRD MEETING, 2021 SESSION (23)  
MAY 12, 2021**

The Buena Vista County Board of Supervisors met in special session on Wednesday, May 12, 2021 at 1:30 P.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.

Also present for the meeting was County Attorney Paul Allen, County Engineer Bret Wilkinson, Environmental Health and Zoning Director Kim Johnson and Tom Cullen from the Storm Lake Times.

Architect William Ludwig with William J. Ludwig & Associates, Ltd. was present to introduce the plan and drawings for the **Bel Air housing development, Massop Property.**

The following family members were present, Bill Massop and John & Karen (Massop) Keenan, to share their goals and plans for the Massop Property on the south side of the lake. Bill explained the family’s motivator for beginning the project idea was the lack of housing in Storm Lake. Also, housing at this location near the lake with access to water, bike trails and marina would be an added benefit. Their father John Massop plotted this land back in the 1960’s and he and his wife farmed it for 50 years. The family wants to be part of a bigger project within Buena Vista County that they feel would be a great asset to the county in enticing more people to move to the county to work, build and raise a family.

Discussion was brought up by Bret Wilkinson inquiring about the road plans for entrance into the housing development. He also stated that he would like to know who is going to own and maintain the roads.

Merten said there would be many variables to consider but all board members expressed interest that this would be a beneficial project to create more housing in the county. Today’s meeting was informational only. The board will take action at the next board meeting to create a development committee within our county for gathering information and helping move forward with the project.

There being no further business, Motion by Ringgenberg, second by Huseman, to adjourn the meeting at 2:43 p.m. until Tuesday, May 18 at 8:30 a.m. for a special session. Carried.

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Sharon Henkel, Deputy Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FORTH MEETING, 2021 SESSION (24)  
MAY 18, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, May 18, 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.

**Secondary Roads Reports:** Contractor started millwork project on C-63. They will be milling off top 3" of surface, rap product being recycled with some being used in the C-63 project which saved the county approximately \$33,000 and the rest being used on shouldering work on the county roads. Next week cold -in -place will begin, weather permitting. This will need to sit for 10 days after completion to get the moisture out for best results. Tile crew is out repairing. Shouldering will begin on C65 and C49 soon. Hoping to begin mowing shoulders on blacktops the week of May 24th.

Engineer Bret Wilkinson presented the bids that were submitted for project LFM-B-1703—7X-11. Four bids were received: Dixon Construction, Correctionville, IA, for \$359,703.40, Midwest Contracting, Marshall, MN for \$396,502.10, Peterson Contractors Inc., Reinbeck, IA for \$395,946.80, and Progressive Structures, In Elkader, Iowa, for \$551,540.50. The Engineer's estimate was \$308,393.50. This would be the biggest single cell precast box culvert in the State of Iowa so there wasn't another to compare price with. The new box culvert will serve M-50 for a long time. Right-of-way has been purchased from two landowners next to box culvert. Motion by Merten, second by Huseman, to award the bid for the project **LFM-B-1703—7X-11**, to Dixon Construction for the amount of \$359,703.40. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **utility permit for Iowa Lakes Regional Water**, Spencer, IA, to bore north and south under 540<sup>th</sup> Street between Lincoln township Section 34 and Grant township section 3, to the west of 170<sup>th</sup> Avenue for water service to Dennis Hogrefe and New Fashion Pork. Carried.

Bret Wilkinson reviewed his intent for pavement markings on every hard road in the county that have not been resurfaced in the past seven years. Two bids were received for the project which had been advertised. Iowa Plains Signing for \$353,930.75 and Vogel Traffic Services for \$192,697.88. Motion by Huseman, second by Ringgenberg, to approve the agreement with **Vogel Traffic Services** for pavement markings in the amount of \$192,697.88. Carried.

Motion by Ringgenberg, second by Altena, to accept Wilkinson's recommendation to hire returning Kenneth Ohrtman, as a **seasonal employee** in the Secondary Road Department as a mower, effective immediately, at a rate of \$16.00 per hour and Dustin Drzycimski as a second **seasonal employee** in the Secondary Road Department, as an additional mower, at a rate of \$14.00 per hour. Carried.

Treasurer Danelle Haberman, clerk Tami Tendal and County Attorney Paul Allen presented information on a property on 605 W 8<sup>th</sup> Street in Storm Lake, parcel # 812601344E, that was improperly titled and assessed as a mobile home, but was just a 96 sq. foot shed. Taxes and interest for \$22 need abated. Motion by Merten, second by Altena to, **abate the taxes** and interest of \$22. Carried.

Cara Elbert, Planner for NW IA Planning & Development along with Engineer Tyler Baumbach, were present virtually to discuss with the Board moving forward to the bid letting part of the **White Family Trust** project. Follow up on the easement was discussed and will move forward. Tyler Baumbach will get the information to the Pilot to advertise for the bid letting process and it will be listed for 30 days. Bids will be due June 21, 2021 at 11 a.m. Motion by Merten, second by Ringgenberg to put the White Family Trust project out to bid and have the Engineer Tyler Baumbach run the advertisement in the Pilot Tribune for bids on the project. Carried.

Chairman Kelly Snyder read aloud the Proclamation to declare **May 2021 as Mental Health Month**. Motion by Ringgenberg, second by Merten, to declare May 2021 as Mental Health Month. Carried.

Discussion was held on the **Massop Property** for the board to create a county committee to review progress reports and to provide information to County Attorney Paul Allen as necessary. Motion by Huseman, second by Merten, to appoint County Engineer Bret Wilkinson, Environmental Health & Zoning Director Kim Johnson, Conservation Director Greg Johnson and the following Board of Supervisors, Paul Merten and Rhonda Ringgenberg. Carried.

Motion by Huseman, second by Ringgenberg, to approve the **minutes** of 5/11/21 and 5/12/2021 as printed, and the following **reports**: April 13, 2021 Veterans Affairs Commission Report and the April 13, 2021 BV County Conservation Report. Carried.

There being no further business, motion by Merten, second by Huseman, to adjourn the meeting at 9:50 a.m. until Tuesday, May 25 at 8:30 a.m. for a regular session. Carried.

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Sharon Henkel, Deputy Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FIFTH MEETING, 2021 SESSION (25)  
MAY 25, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 25, 2021 at 8:30 P.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Huseman, Altena, Merten, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting.

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

Motion by Ringgenberg, second by Merten, to approve the **utility permit** for Iowa Lakes Regional Water, Spencer, IA, to bore under 60<sup>th</sup> Ave., 1,580' north of the center line at the intersection of 550<sup>th</sup> Street and 60<sup>th</sup> Ave., from west to east, between Sections 1 & 2 Nokomis Township, for water service to 5473 60<sup>th</sup> Ave. Carried.

Engineer Bret Wilkinson presented two quotes for motor graders. Two quotes were received: Murphy Tractor & Equipment, for a John Deere 672GP motor grader, with 6WD and a 7-year warranty for \$310,477 (\$361,477.00 - \$51,000 trade-in of 1999 Caterpillar 140H), and Ziegler for a Caterpillar 140JOY-BR motor grader AWD, with 60 months warranty for \$293,623.00 (\$351,623.00 - \$58,000 trade-in of 1999 Caterpillar 140H). Wilkinson recommends purchasing the Caterpillar 140JOY. Motion by Ringgenberg, second by Huseman, to accept the low bid of Ziegler for a **Caterpillar 140JOY-BR motor grader** AWD, with 60 months warranty for \$293,623.00 (\$351,623.00 - \$58,000 trade-in of 1999 Caterpillar 140H). Carried.

**Secondary Roads Report:** Wilkinson stated that they completed a crossroad tile crossing last week, by themselves, trying out the track excavator. They will be moving over to a concrete box that needs to be dug out and a pipe replace; the railroad has been working on the crossing, east of town, by Sulphur Springs, for repairs; the crew has been hauling in broken concrete; they have been shouldering along M25, and still have to do C49; the milling is done on C63, with the cold-in-place to start next Tuesday; Wilkinson stated that June 7, the Secondary Road Department will being their 4-10 hour days, including the office; the mowers started yesterday, mowing along the hard surface roads.

Merten stepped out for a phone call at 8:54 a.m. and returned for the 9:00 a.m. appointment.

County Attorney Paul Allen and Auditor Susan Lloyd discussed **SF413**, an election bill approved by the legislature. Lloyd informed the Board about the changes to absentee voting, and the use of a drop box. Allen stated that there were many other changes in the legislation, one of which, makes willful violation of election law by an election official, formerly a serious misdemeanor, is now a Class D felony, punishable by 0-5 years in prison and a fine of \$750-\$7,500. The Secretary of State may impose a fine of up to \$10,000 on an auditor committing a technical infraction and gives consequences of failure to pay the fine. If the technical infraction is willful, the Secretary of State must refer it to the Attorney General and the County Attorney for investigation. Allen stated that he has read the legislation and has many questions. Allen stated that the new legislation could ethically prevent him from giving any legal advice to the Auditor as Commissioner of Elections, since infractions may be turned over to his office for investigation. Allen asked the Board if they would be willing to pay the fine, if one were imposed, and about special counsel issues. The Board stated that these issues would be addressed at the time when something happens, and it would depend on the circumstances. Allen stated that he will be requesting an Attorney General Opinion on this legislation.

County Attorney Paul Allen was present for his appointment. Motion by Ringgenberg, second by Altena, to go into **closed session** (at 9:44 a.m.) under Chapter 21.5(1)(g) of the 2021 Code of Iowa, to avoid disclosure of specific law enforcement matters, such as current or proposed investigations or inspection or auditing techniques or schedules, which if disclosed would enable law violators to avoid detection. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Motion carried.

Motion by Ringgenberg, second by Huseman, to go out of **closed session** at 9:51 a.m. Carried.

County Attorney Paul Allen was present for his appointment. Motion by Altena, second by Ringgenberg, to go into **closed session** (at 9:51 a.m.) under Chapter 21.5(1)(c) of the 2021 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, Snyder. Motion carried.

Motion by Huseman, second by Ringgenberg, to go out of **closed session** at 10:18 a.m. Carried.

Motion by Ringgenberg, second by Merten, to approve requesting the State Auditor to conduct a **special audit** of BV County Public Health. Carried.

Env Health/Zoning Director Kim Johnson received a new **MMP** for S & H Pork, for a 2,400 head facility in Section 29 Coon Township.

Env Health/Zoning Director Kim Johnson informed the Board of two members to be appointed to the Board of Adjustment and Zoning Commission. Motion by Merten, second by Huseman, to appoint Mitch Sievers to the **Board of Adjustment**, replacing Rick Sievers, and to add Melanie Anderson to the **Zoning Commission**. Carried.

Env Health/Zoning Director Kim Johnson presented a request to have the Board set a public hearing on a new Tanning Bed Inspection Ordinance. Motion by Ringgenberg, second by Merten, to set June 22, 2021, at 9:00 a.m. for the first reading of **Ordinance 5.11** Tanning Bed Inspection. Carried.

Payroll Clerk Yvonne Sandhoff, asked the Board whether they were going to continue the FFCRA and expanded FMLA, regarding COVID, as it was to be addressed again by 5/31. Motion by Merten, second by Huseman, to end the **Families First Coronavirus Response Act (FFCRA) and Expanded FMLA policies** as of June 1, 2021. Carried.

Motion by Merten, second by Altena, to approve the **minutes** of 5/18/21 as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: None. Carried.

Huseman left the meeting at 10:55 a.m.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 11:00 a.m. until Tuesday, June 8 at 8:30 a.m. for a regular session. Carried. (no meeting is planned for June 1)

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
JUNE 1, 2021  
NO MEETING**

**BOARD OF SUPERVISORS MEETING  
TWENTY-SIXTH MEETING, 2021 SESSION (26)  
JUNE 8, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 8, 2021 at 8:30 P.M. in the Boardroom with Vice-Chairman Merten presiding, and the following members present: Huseman (present remotely), Altena, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting. Absent: Snyder.

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 Altena, to amend today's agenda, adding **Principal Dental and Life Insurance** premiums as an additional action item. Carried.

Engineer Bret Wilkinson received one quote for fuel for FY'22: Growmark FS quoted .17 for #1 fuel and .14 for #2 fuel, for delivery to all locations, and .11 for #1 fuel and .07 for #2 fuel for a 10,000-gallon capacity tank at the Storm Lake shop. Wilkinson stated that Larson Oil did not send a quote this year. Motion by Altena, second by Huseman, to accept and approve the Secondary Road Department **Fuel Bid** from Growmark FS, for delivery of fuel to all sites for FY'22, at .17 for #1 fuel and .14 for #2 fuel, and prices for the 10,000-gallon capacity tank at the Storm Lake Shop of .11 for #1 fuel and .07 for #2 fuel. Carried.

Engineer Bret Wilkinson brought a request from the BV Fair Board for sand to be used at the fairgrounds for their horse arena. Wilkinson stated that the county has done this the past two years, donating up to 75 ton of sand, with the BV Fair Board responsible for hauling. Motion by Huseman, second by Ringgenberg, to donate up to 75 ton of sand to the **BV Fair Board**, with the County loading it, and the BV Fair Board responsible for hauling. Carried.

Engineer Bret Wilkinson presented a request to purchase a 2017 Komatsu Model PC240LC-11 track excavator, with 2,776 hours on, for a cost of \$159,900.00. The crew has tried out the machine, and it worked well. Wilkinson stated that Caterpillar and John Deere are more expensive, and he wanted to save funds by purchasing a used machine. Wilkinson stated that there would be an additional cost for an optional powertrain plus warranty (\$4,137.30 for 1 year/500 hours, and \$6,835.50 for 2 year/1,000 hours). Merten commented that the 2-year warranty would be best, and asked if Secondary Road had a trailer for it, and where it would be stored. Wilkinson stated that his department did have a trailer for it, and the machine would be stored in Storm Lake. Motion by Ringgenberg, second by Huseman, to approve the purchase of a **2017 Komatsu Model PC240LC-11 track excavator**, with 2,776 hours on, for a cost of \$159,900.00, and purchasing the 2-year/1,000-hour powertrain plus warranty, for an additional \$6,835.50. Carried.

**Secondary Roads Report:** Wilkinson stated that their four 10-hour days started yesterday; they have finished mowing along the hard surface roads; they have been working on entrances, cross road culverts, and tiling repairs; a contractor is coming in to crush concrete from Oneida Street; a contractor is doing crack sealing for Secondary Road, along the RAGBRAI route; the C63 project cold-in-place was done last Thursday, and has reached the moisture goal yesterday. Paving of C63 should be done next week, and then they will do the shouldering and painting.

Sheriff Kory Elston stated that he has a 2006 radar trailer and 6 old office chairs, that have been stored in the warehouse that he would like declared as excess, and allowed to dispose of. Motion by Altena, second by Ringgenberg, to declare the 2006 radar trailer and 6 old office chairs from the Sheriff's Department as **excess equipment/furniture** and allow the Sheriff to dispose of the items. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 5/25/21 as corrected, today's **claims approval list**, and the following **reports**: May Sheriff's Report of Federal Inmate Billings, May Sheriff's Report of Fees Collected, April Central Iowa Detention Commission minutes & Financials, and April Board of Health minutes. Carried.

Motion by Huseman, second by Altena, to authorize the Auditor to **transfer** \$540.00 from the General Basic Fund to Conservation Land Acquisition Trust Fund for the FY'20 boat title fees. Carried.

Bldg/Grounds Supt. Joe Keller, as a member of the Storm Lake **Parade of Flags Committee**, thanked the Board for allowing the Memorial Day Ceremony to be at the Courthouse. The Committee really likes having the services at the Courthouse. Keller also presented a **department update**, stating that there have been issues with the air conditioner, and that he has replaced some of the 1984 controls and one from 1994. Keller will be budgeting for more replacements in the future, as he is trying to stay on top of this. Keller stated that he has been installing new windows at Public Health, four so far. Keller plans to install LED lights in all of the county buildings.

County Attorney Paul Allen was present virtually for his appointment. Allen discussed information received from the State Auditor's Office regarding **funding of private non-profit organizations**. Allen stated that the State Auditor has taken a closer look at funding private non-profits, and has a stricter view on the interpretation of the Code. Allen stated that the County has three options: to cease funding private non-profit organizations all together, fund the organizations that fall under Iowa Code Chapter 15A.1 for economic development, or fund them through a 28E agreement with a contract. Donations to historical societies and libraries are allowed in the Iowa Code. Allen suggested amending the FY'22 budget, to cease funding of all private non-profits, and then consider them individually. Allen stated that there needs to be written documentation justifying why the organizations can receive funding from the County.

**Hear the Public:** Env Health/Zoning Director Kim Johnson came in to inform the Board that there will be major changes coming in regards to the DIA food contract. Johnson stated that by year three, the State will be taking funding away from the County in order to fund the State. Johnson invited the Board of Supervisors to attend the next Board of Health meeting, so she can review the information with both Boards at one time.

Motion by Ringgenberg, second by Huseman, to approve the **Cigarette/Tobacco Permit** for Brew Oil #1, formerly West Lake General Store. Carried.

Motion by Altena, second by Huseman, to approve the **Liquor License Application** for a Class C Beer Permit and Sunday Sales for Brew Oil #1, formerly West Lake General Store. Carried.

Motion by Ringgenberg, second by Altena, to approve the **Law Enforcement 28E Agreement** with the City of Lakeside for FY'22 and FY'23. Carried.

Motion by Altena, second by Huseman, to approve the **Law Enforcement 28E Agreement** with the City of Albert City for FY'22 and FY'23. Carried.

Motion by Ringgenberg, second by Huseman, to approve and to authorize the Chair to sign the **fireworks permit** for the Rembrandt Fire Department, to be held on July 3, 2021. Carried.

Motion by Ringgenberg, second by Huseman, to acknowledge receipt of a drainage petition for **DD #49**, from Kim Kischer, and to authorize Drainage Engineer Brian Blomme to investigate. Carried.

Motion by Huseman, second by Altena, to authorize the Chairman to sign the representation letter to the auditing firm regarding the **FY'20 audit** when he returns. Carried.

Motion by Huseman, second by Altena, to authorize the Vice-Chairman to sign the response letter to the auditing firm, regarding the **FY'20 audit**. Carried.



Motion by Ringgenberg, second by Altena, to authorize the Vice-Chairman to sign the **EBS Addendum/Verification of Purchase**. Carried.

Motion by Altena, second by Ringgenberg, to continue the \$20,000 **AD & D policy** for each employee along with a \$20,000 **group term life policy** with Principal, at the same cost for FY'22, and to approve the **dental insurance with Principal**, keeping the maximum benefit of \$1,000 per year, and excluding the ortho coverage, with a 4% increase in rates. Carried.

Motion by Ringgenberg, second by Huseman, to **void and reissue** check #921473, issued to Rich Noll, issued 3/19/2021 in the amount of \$1,447.34, as it has been lost. Carried.

Motion by Huseman, second by Altena, to **void and reissue** check #921351, issued to John Dahl, issued 12/24/2020 in the amount of \$64.64, as it has been lost. Carried.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 10:29 a.m. until Tuesday, June 15 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Paul Merten, Vice - Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-SEVENTH MEETING, 2021 SESSION (27)  
JUNE 15, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 15, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to approve the **utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, for the accommodation of one underground primary cable, boring under 210<sup>th</sup> Ave. (M54) between Sections 28 and 29 Coon Township, to provide electricity for a new service. Carried.

**Secondary Roads Report:** Paving on C-63 started yesterday, with 25% done by the end of the day. The contractor should finish next week. There will be shouldering and painting still to be done; crews working on driveways and tile repairs; seasonal employees are mowing along the gravel roads; the contractor is crack sealing from Albert City, north to Hwy 10.

**Supervisor meeting reports:** Altena attended the Landfill Commission meeting.

Motion by Merten, second by Huseman, to approve the **minutes** of 6/8/21 as corrected, and the following **reports**: May BV County Landfill Commission minutes, May Conservation Board minutes, and June Safety Committee minutes. Carried.

Motion by Huseman, second by Altena, to approve and authorize the Chair to sign the **Jt. DD #14-42 243 East** to Christian Bros. Excavating LC, in the amount of \$1,405.00 for tile repair. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Jt. DD #14-42 Lat 293 W** to Christian Bros. Excavating LC, in the amount of \$225.00 for tile repair. Carried.

Motion by Ringgenberg, second by Merten, to approve the FY'21 engagement letter for Hunzelman Putzier to perform the **annual financial audit**. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **Rolling Hills Region 28E Agreement**, stating that Humboldt County and Pocahontas County are considered to be member counties under this 28E Agreement effective July 1, 2021. Carried.

Jamey Whitney, Executive Director for **Upper Des Moines Opportunity** reviewed the October – March, 2021 report of their activities. Whitney stated that they are beginning to get back to normal. They served 500 people more than last year for the same 6-month time period. They served 2,631 individuals in 868 BV County households. Whitney stated that the funds that the County gave them from the Housing Trust funds that were left, have almost all been spent, with the remaining \$6,000 to be spent by August 1.

Michael Pertzborn II, Stille Pierce & Pertzborn Agency, informed the Board of the renewal rates for ICAP. The workers comp went down, due to lack of accidents and lack of claims. Pertzborn stated that the workers comp renewal is the lowest it has been in 8 years. The County's current mod factor is .74. Pertzborn stated that the remainder of insurances with ICAP have increased. Pertzborn presented information on the additional costs, if they chose to increase their limit. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **ICAP renewal documents**, status quo, not increasing the limit. Carried.

Public Health Administrator Julie Sather informed the Board that her department has an old vaccine refrigerator they would like to dispose of. Motion by Ringgenberg, second by Huseman, to declare an old **vaccine refrigerator** from Public Health as excess equipment and authorize disposing of the item. Carried.

**Hear the Public:** Treasurer Danelle Haberman came to inform the Board that she received a resignation from her Tax Deputy, Theresa Sandvig. Sandvig gave her 2-week notice, her last day will be June 25. Haberman doesn't intend to advertise for a position at this time, but will in the near future.

County Attorney Paul Allen was present for the discussion of **funding of private non-profit organizations**. Allen stated that the Constitution prohibits the use of tax dollars going to private non-profit organizations. Allen stated that there needs to be written documentation justifying why the organizations can receive funding from the County. Allen suggested that the budgeted allocations for all of the organizations that requested funding from the county, that are not exempt by Iowa Code, need to be zeroed out, a budget amendment should be done, reducing those proposed expenditures, and then have those agencies reapply under economic development. Allen suggested a new application form be drafted and sent out to the organizations to use to reapply for funds. Allen stated that there needs to be oversight protocol, having the organizations report to the Board quarterly, along with supplying data and documentation for what the funds were used for. The Board Chair stated that this topic will be on next week's agenda, along with an action item.

Motion by Merten, second by Huseman, to approve the **fireworks permit** for Robert Witzke, for July 3 & 4, 2021, with Witzke being responsible for all safety and liability. Carried.

Motion by Ringgenberg, second by Altena, to approve the **Law Enforcement 28E Agreement** with the City of Marathon for FY'22 and FY'23. Carried.

Motion by Merten, second by Ringgenberg, to approve the Law Enforcement 28E Agreement with the City of Truesdale for FY'22 and FY'23. Carried.

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 10:50 a.m. until Tuesday, June 22 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-EIGHTH MEETING, 2021 SESSION (28)  
JUNE 22, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 22, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Huseman, 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.

**Secondary Roads Report:** C-63 asphalt is finished; ready to begin shouldering and painting. 460<sup>th</sup> Street, west of Hwy 7, will have a closure for a few days coming up as two culverts are being torn out and replaced. Hard surfaced roads have been mowed once now. Aluminum culvert was delivered out to 150<sup>th</sup> Avenue this morning before traffic. Merten mentioned installation of a destination light at the airport intersection. Wilkinson discussed that he expects 2 retirements this coming winter.

Motion by Ringgenberg, second by Huseman, to approve the minutes of 6/15/21 as corrected, today's claims approval list, stamped drainage warrant register, and the following reports: June Emergency Management Commission minutes. Carried.

Motion by Huseman, second by Altena, to approve and authorize the Chair to sign Resolution #2021-06-22-A Joint Drainage Districts of Clay, Buena Vista, Dickinson, and Palo Alto Counties Levy Assessments. Carried.

**RESOLUTION #2021-06-22-A**

**Joint Drainage Districts: 22 Main Open Ditch; 22 Branch 19-9; 22 Branch 76; 22 Branch 79; 22 Branch 183; 14-42 198; 14-42 243E; and 64 Clay, Buena Vista, and Palo Alto Counties**

The Joint Board of Supervisors of Clay, Buena Vista, Dickinson, and Palo Alto counties acting as Trustees hereby prepare to levy the following assessments on the above-named drainage districts.

WHEREAS, there are now insufficient funds to cover costs of maintenance and repairs to said drainage districts.

BE IT THEREFORE RESOLVED, by the Buena Vista County Board of Supervisors that there is hereby levied against all land tracts, real estate highway or railroads in Buena Vista County, Iowa the following:

	<u>JOINT DD</u>	Actual Cash Bal	Original Assessment	Assessment %	Total Assessment	Remaining Balance	Clay	Buena Vista	Palo Alto	Dickinson
51132	22 MOD	-\$1,165	\$24,043	50	\$12,022	\$10,857	\$10,625	\$143	\$1,254	
51134	22 Br 19-9	-\$896	\$4,934	45	\$2,220	\$1,324	\$782		\$1,438	
51160	22 Br 76	-\$71	\$437	50	\$219	\$148	\$3		\$216	
51161	22 Br 79	-\$1,671	\$6,404	45	\$2,882	\$1,211	\$479		\$2,403	
51030	22 Br 183	-\$133	\$5,234	12	\$628	\$495	\$628			
51019	14-42 198	-\$300	\$27,087	5	\$1,354	\$1,054	\$1,354			
51020	14-42 243E	-\$335	\$16,652	10	\$1,665	\$1,330	\$1,665			
51074	64	-\$55	\$9,190	18	\$1,654	\$1,599	\$1,494			\$160

BE IT FURTHER RESOLVED, that said assessments be so levied per current classification schedule with a date of Levy set for September 1, 2021 due and payable upon notice through September 30, 2021 without interest. If paid after September 30, 2021, the assessment becomes delinquent and interest and penalties accrue the same as for delinquent real estate taxes as provided by IA Code 468.55. Any assessment on any tract of land, parcel, or lot within the district which is computed at less than \$5.00 shall be fixed at \$5.00 as provided by Iowa Code Section 468.50.

The above and foregoing resolution was adopted by the Board of Trustees of Buena Vista County this 22nd day of June, 2021.

Ayes: Altena, Huseman, Merten, Ringgenberg, and Snyder

Nays: None

/s/ Kelly Snyder, Chair, BV County Board of Supervisors...../s/ Sharon Henkel, Deputy County Auditor

Auditor Susan Lloyd requested that the Board authorize an appropriation adjustment, moving \$110.00 from Fund #2010 Debt Service-Capital Project Loan Fund, Dept. 93, to Fund #2015 LEC Debt Service Fund, Dept. 79, due to increased annual fees for services and interest on the LEC Debt Service. Motion by Ringgenberg, second by Altena, to approve and authorize an **appropriation change**, moving \$110.00 from Fund #2010 Debt Service-Capital Project Loan Fund, Dept. 93, to Fund #2015 LEC Debt Service Fund, Dept. 79, due to increased annual fees for services and interest on the LEC Debt Service. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **payroll change notices** for the non-elected department heads, for the FY'21 salary increases. Carried.

Env Health/Zoning Director Kim Johnson presented Ordinance #5.11 Tanning Beds, for the 1<sup>st</sup> Reading. Motion by Merten, second by Ringgenberg, to approve the 1st reading of **Ordinance #5.11 Tanning Beds**, waiving the physical reading of the document, and to set the 2nd reading of Ordinance #5.11, for July 6, 2021 at 9:00 a.m. Carried.

EMA Director Aimee Barritt updated the Board on the use of the **CARES Act Funds**. The Board was presented with a list of projects completed to date with those funds. Among those completed projects was the 20 AEDs purchased to replace unsupported AEDs and now we are compatible with those of BVRMC. We met our timelines for our reimbursement requests. There are still funds available to be used. Emergency Management is wanting to purchase an Incident Command trailer with restrooms which includes everything they would need to be set up at a scene and be fully functional. Barritt will have Dickinson County bring their Incident Command trailer to view and discuss later this summer. She will let

the Board know when the date is set. Other discussion by Barritt was to inform the Board of how we can begin to use the **ARPA Covid Relief Funds**. Barritt said once we get a committee set, the committee should form a plan within the next few months to be implemented using the ARPA rules. ARPA funds use requires progress reports and what economic impact the use of funds will have.

Motion by Ringgenberg, second by Altena, to appoint the following members to the **ARPA-COVID State & Local Recovery Fund Planning Committee**: Aimee Barritt, Julie Sather, Susan Lloyd, Kory Elston, Greg Johnson, Bret Wilkinson, Joe Keller, Paul Merten and Rhonda Ringgenberg. Carried.

Conservation Director/Weed Commissioner Greg Johnson requested the budgeted transfer of \$10,000 from General Basic to Conservation Land Acquisition Trust Fund. Motion by Merten, second by Ringgenberg, to authorize the Auditor to **transfer** \$10,000 from General Basic to Conservation Land Acquisition Trust Fund, which is in the current budget. Carried.

Conservation Director/Weed Commissioner Greg Johnson requested that the Board Designate/Commit a portion of the General Basic Fund from FY'21 to be used in FY'22 for park maintenance and improvement projects. Motion by Huseman, second by Ringgenberg, to approve **Resolution #2021-06-22-B BVCCB Designating/Committing Ending Fund Balance from FY'21 for a Specific Purpose**. Motion Carried.

**RESOLUTION 2021-06-22-B**

**Buena Vista County Board of Supervisors  
Designating/Committing Ending Fund Balance from Fiscal Year 2021 for a Specific Purpose**

**WHEREAS**, Buena Vista County Conservation Board was appropriated funds to be used for administration and maintenance of parks and management of the Little Sioux Bait Shop in Buena Vista County, which were received into the General Fund for expenditure, and

**WHEAEAS**, Due to record flood events in 2018 and 2019 at the Linn Grove Dam Area, which caused significant damage to the property, and

**WHEREAS**, a portion of those funds were not expended in FY' 21 on other park projects due to anticipated expenditures for the Linn Grove Dam Area Repairs until a General Obligation Bond was secured for the project, and

**WHEREAS**, The Buena Vista County Conservation Board has requested a carry-over of unspent funds to be utilized in FY'22 for park maintenance and improvement projects.

**NOW THEREFORE BE IT RESOLVED**, by the Buena Vista County Board of Supervisors, that \$80,000 in the General Fund ending fund balance is hereby designated and committed for expenditure on park maintenance and improvement projects.

**PASSED AND APPROVED** this 22<sup>th</sup> day of June, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Sharon Henkel, Deputy County Auditor

Conservation Director/Weed Commissioner Greg Johnson gave a department update. On 6/12/2021, they had an open house at BV County Park to show the updates that have been made. 70 people attended which made for a good turnout. Lodge and cabins are busy every weekend with no weekend openings until the end of August. Roads are built for the Linn Grove campground and will hopefully have a soft opening in July once the electric is hooked up. They still have concrete patios to pour and landscaping to do before it fully opens. Weed Department: The two employees are busy and out spraying noxious weeds on roads and ditches.

Motion by Ringgenberg, second by Huseman, to authorize the Auditor to establish Special Revenue Fund **#0033 ARPA-COVID State & Local Recovery Fund**. Carried.

The Board took up the discussion of **funding of private non-profit organizations**. The Board will wait for Paul Allen for a new compliant application form, and for the Auditor to prepare a budget amendment for July, 2021, regarding those allocations. No actions were taken today.

The Board **recessed** their meeting at 10:30 a.m. until their 7:00 p.m. meeting with the Board of Health, at the East Richland Annex Building Public Meeting Room.

The Board resumed their meeting at 7:00 p.m. attending the Board of Health monthly meeting. with the following Board members present: Huseman, Merten, Snyder and Ringgenberg. Absent: Altena. The meeting was called to order. Environmental Health Director Kim Johnson gave the update on the **Food and Lodging 28E Agreement**. The Board of Health along with all present Supervisors voted to approve the continuance of the 28E Agreement.

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 7:46 p.m. until Tuesday, June 29 at 8:30 a.m. for a special session. Carried.

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Sharon Henkel, Deputy Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-NINETH MEETING, 2021 SESSION (29)  
JUNE 29, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 29, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

**Secondary Roads Report:** As of yesterday, they have 5.5 miles of shouldering done on the C63 project, and 2.5 miles to go. They are hoping to be done with this project soon and the road will be open for traffic; the culvert work on 150<sup>th</sup> Ave. is making progress; Smith Concrete will be helping with a concrete patch north of the Secondary Road Office, on Radio Road, south of C49; the contractor will be working this week, on the culverts on 460<sup>th</sup> St., west of Hwy 71; the mowers are still going; Wilkinson stated that he is waiting for MidAmerican to get back to him on the installation of a destination light at the airport intersection.

A call was placed to Palo Alto County, for the public hearing on the report of the Commission appointed to apportion common outlet benefits to **Jt. DD #22** of Clay, Buena Vista & Palo Alto Counties, for repairs to DD #84 MOD of Palo Alto County. Bill Whitney and Bill Brown, landowners in Palo Alto County, and Engineer Collin Klingbeil, were the commissioners that were appointed to apportion benefits to the drainage districts benefited by the repair of DD #84 MOD of Palo Alto County. The cost of the Common Outlet repair is \$252,000. The distribution of cost by benefit to the eligible drainage districts was determined to be 55.48% for Jt. DD #22 (\$139,820.47) and 44.52% for DD #84 Palo Alto County (\$112,179.53). Buena Vista County Drainage Engineer Brian Blomme was also present for the public hearing. Blomme and the Board voiced their objection to the way the costs were distributed, and the percentages used. Two objections were received, one in Palo Alto County and one in Buena Vista County, from Randall Newell. Newell stated that he filed his objection only to preserve his rights further down the road. Palo Alto Drainage Attorney Jim Hudson stated that neither objection held any weight. Palo Alto County Supervisors, by motion, approved the report as presented, and the distribution of costs for Jt. DD #22 and DD #84 Palo Alto County. The phone call ended at 9:55 a.m.

Treasurer Danelle Haberman presented her deputy appointment and salary recommendation to the Board, for Tami Tendal. Motion by Ringgenberg, second by Altena, to concur with the **Treasurer's appointment** of Tami Tendal to 1<sup>st</sup> Deputy, and to approve her salary at 83% of the Treasurer's, effective July 1, 2021. Carried.

Drainage Clerk Kristina Konradi presented a spreadsheet to the Board of the various drainage districts that have negative fund balances, along with proposed levy amounts, including a sinking fund for each drainage district. Motion by Merten, second by Huseman, to set the levy for **Jt. DD #1 LAT 1** at 112%, **Jt. DD #22 MOD - CLAY/BV/PA** at 50%, **DD #32** at 88.5%, **DD #35 MAIN TILE** at 3.5%, **DD #35 LAT 1** at 12%, **DD #35 LAT 2** at 20.5%, **DD #35 LAT 6** at 2%, **DD #37** at 137.5%, **Jt. DD #41-43 - BV/SAC** at 26.75%, **DD #46** at 116%, **DD #49** at 10.75%, **DD #57** at 30.5%, **DD #58** at 22.25%, **DD #60** at 11.25%, **DD #63** at 398%, **DD #71** at 26.75%, **DD #76** at 14%, **DD #79** at 26%, **DD #81** at 132%, **DD #82** at 24.75%, **DD #83** at 208.75%, **DD #86** at 92%, **DD #87** at 87.75%, **DD #89** at 23.5%, **DD #98** at 6.1%, **DD #100** at 59.25%, **DD #102** at 58%, **DD #106 SOUTH MOD** at 415%, **DD #106 SOUTH LAT 12** at 18%, **DD #106 NORTH MOD** at 114%, **DD #107** at 32%, **DD #115** at 846.5%, **DD #128** at 14%, **DD #131** at 33.5%, **DD #151** at 225%, **DD #154** at 85.5%, **DD #170** at 45.25%, **DD #177** at 1080%, **DD #180** at 74.75%, **DD #186** at 46.5%, **DD #203** at 656%, **DD #204** at 30%, and **DD #205 MOD** at 5%. Carried.

Env Health/Zoning Director Kim Johnson informed the Board of a new **MMP** for Matt McCarthy-McCarthy 1, in the SW ¼ of Section 10 Coon Township. McCarthy is replacing one building and adding 180 head of pigs.

Env Health/Zoning Director Kim Johnson informed the Board that **Johanna Hostetler** will be moving to full-time on July 1, to begin training for food inspections.

County Attorney Paul Allen requested that the Board allow him to add an additional full-time assistant attorney to his staff. Allen stated that the case loads are growing, and he would like someone to handle collections, forfeitures, garnishments, tax protests, and small claims for the Sheriff's Department, which would allow him and the other assistant attorneys more time to work on the criminal cases and felony case load. Motion by Merten, second by Huseman, to approve the request of the County Attorney to look for another **full-time assistant attorney**, to add to his staff. Carried.

Cara Elbert, NW IA Planning, and Engineer Tyler Baumbach, were present virtually for the discussion of the **North Raccoon River Watershed bids** that were to have been opened yesterday. County Engineer Bret Wilkinson and Conservation Director Greg Johnson were also present for the discussion. Elbert stated that no bids were received, and after contacting a couple of contractors, who they thought were intending to submit a bid, they were told that they wouldn't be able to complete the project by December 31, and that is why they didn't bid the project. Merten stated that he is not happy with the way things are going with the project. Merten stated that requesting an extension on the contract was for the seeding in the Spring, but now the project won't be done by that time. Elbert stated that the request for an extension of the grant until 6/30/2022, needs to be signed by the Chair, and then it would be submitted to IEDA to see if they will approve the extension. Baumbach stated that they would need to rebid the project, but he suggested contacting some contractors again, to see when they thought the project could be completed. All of the costs of the project would need to be submitted to the BV County Auditor's Office for payment, before 6/30/2022, in order for the county to submit for reimbursement within 30 days of the end of the fiscal year. The Board suggested using June 13 for the completion of the project, so that all invoices could be paid prior to June 30, 2022.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the letter to IEDA, requesting an extension of the **contract #13-NDRI-003**, until June 30, 2022, regarding the North Raccoon River Watershed project. Carried.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of 6/22/21 as corrected, and the following **reports**: March Emergency Management Commission minutes, May and June Rolling Hills Governance Board minutes, June E911 Board Minutes, May and June NWIPDC minutes. Carried.

Motion by Huseman, second by Altena, to approve and authorize the Chair to sign Work Order No. S-04-2021 on **Jt. DD #16-30-92**, for bank slide repairs, with cost estimates of \$5,200. Carried.

Motion by Ringgenberg, second by Huseman, to approve and to authorize the Chair to sign **Resolution #2021-06-29-A** appropriating funds for FY'22 to departments at 100% per the FY'22 budget. Carried.

## **RESOLUTION 2021-06-29-A**

**WHEREAS**, it is desired to make appropriations for each of the different officers and departments for the fiscal year commencing July 1, 2021, in accordance with section 331.434 (Sec 6) 2021 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 2021-22 are hereby appropriated at 100% to the department or office listed in the 2021-22 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, 2021.

Section 3. In accordance with section 331.437 of the 2021 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 2021-22 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 FY2021-22 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, 2022.

**PASSED AND APPROVED** this 29<sup>th</sup> day of June, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Merten, second by Ringgenberg, to approve and to authorize the Chair to sign **Resolution #2021-06-29-B** authorizing interfund operating transfers from the General and Rural Funds to the Secondary Road Fund, and local option sales tax funds from "Local Option Sales Tax Funds for Secondary Roads" (0019) to the Secondary Road Fund as detailed in the FY'22 budget. Carried.

**RESOLUTION 2021-06-29-B**

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

**WHEREAS**, said operating transfers are in accordance with section 331.432, 2021 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 \$193,698.00 is ordered transferred from the General Basic Fund to the Secondary Road Fund with one-half the amount (\$96,849.00) transferred no earlier than July 1, 2021, and the last one-half transferred no earlier than January 1, 2022.

The sum of \$2,105,389.00 (Rural Basic levy) is ordered transferred from the Rural Services Basic Fund to the Secondary Road Fund (levy) with one-half the amount (\$1,052,694.50) transferred no earlier than July 1, 2021 and the last one-half transferred no earlier than January 1, 2022.

Section 2. The total maximum transfer from the General Basic Fund to the Secondary Road Fund shall not exceed \$193,698.00 (levy) and the total maximum transfer from the Rural Basic Fund to the Secondary Road Fund shall not exceed \$2,105,389.00 (levy) all for the fiscal year beginning July 1, 2021.

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'21 received by the county, estimated for budget purposes at \$500,000.

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** this 29<sup>th</sup> day of June, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Huseman, to approve and to authorize the Chair to sign **Resolution #2021-06-29-C** regarding the designation of a portion of the FY'21 General Fund and Rural Fund ending fund balances (June 30, 2021) for the **Drive Trails and County Trail System**. Carried.

**RESOLUTION 2021-06-29-C**  
**Drive Trail & County Trail System**  
**Designated/Committed Ending Fund Balances**

**WHEREAS**, Buena Vista County included \$73,289.53 of the original \$100,000 in its FY'21 ending fund balances (\$54,967.15-General, \$18,322.38-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, 2021; 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 1/8<sup>th</sup> of total \$400,000) in FY'14; and,

**WHEREAS**, Buena Vista County Trail projects have commenced as of June 30, 2016, with signs being purchased; 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 \$354,967.13 in the FY’21 General Basic ending fund balance, and, \$118,322.40 in the FY’21 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 29<sup>th</sup> day of June, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Merten, second by Altena, to approve and to authorize the Chair to sign **Resolution #2021-06-29-D** regarding the designation of a portion of the General Fund ending balance (June 30, 2021) for the **FY’22 Heritage Tour** expenditures. Carried.

**RESOLUTION 2021-06-29-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’21 and the remainder of those funds may be spent in FY’22,

**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 29<sup>th</sup> day of June, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Huseman, second by Merten, to approve and authorize the Auditor to **void and re-issue** check #309601 dated 3/16/2021 to Gerald Weiland, in the amount of \$255.77, and check #310260 dated 4/27/2021 to Gerald Weiland, in the amount of \$272.82. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Auditor to **transfer** \$18,458 from Fund 0032 to Fund 0001, for restroom upgrades due to COVID. 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 #16. Carried.

The Board discussed the letter received from **NW IA YES Center**, requesting 1/13<sup>th</sup> share of their costs they have incurred during the pandemic which are related directly to their facility and transportation programs which have been adversely affected by the pandemic and which will offset changes necessary to keep their facility free from the impact. NW IA YES Center is requesting \$6,619.00 per member county, from ARPA Funds. Merten commented that the agency shouldn't be coming to the county asking for dollars, they should go to the providers that they are transporting for.

Huseman left the meeting at 11:53 a.m.

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

Motion by Merten, second by Ringgenberg, to acknowledge receipt of the request from **NW IA YES Center** for ARPA Funds from the County, stating that the request will be passed on to the ARPA-COVID State & Local Recovery Fund Planning Committee for consideration. Carried.

Motion by Ringgenberg, second by Altena, to acknowledge receipt of a **petition**, from Randall L. Newell, President of Glenoria, Ltd., in regards to the public hearing for the report of the Commission appointed to apportion common outlet benefits to **Jt. DD #22** of Clay, Buena Vista & Palo Alto Counties, for repairs to DD #84 MOD of Palo Alto County, which a copy was forwarded on to Palo Alto County for their records. Carried.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 12:05 p.m. until Tuesday, July 6 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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APRIL – JUNE 2021

CLAIMS LISTING

360 CUSTOM DESIGNS 102.00; 911 GOLD LINE TRAINING 3000.00; ABBIGAIL LONG 184.80; ACCESS SYSTEMS 603.39; ACCURATE CONTROLS INC 6781.63; ADVANCED DOOR SYSTEMS 108.00; ADVANCED DRAINAGE SYSTEMS 19618.97; AFLAC 9626.53; AG PARTNERS LLC 122.65; AGTERRA TECHNOLOGIES, INC. 600.00; AHLERS & COONEY, P.C. 11250.00; ALBERT CITY CORP 4050.00; ALERA GROUP 5113.43; ALLIANT ENERGY /IPL 13865.74; ALPHA WIRELESS COMMUNICATIONS 176444.31; ALTA CORP 4050.00; ALTA MUNICIPAL UTILITIES 547.02; AMAZON CAPITAL SERVICES 10186.99; AMERICAN LEGION POST 299 30.00; ANDREW KELLY 20.00; ANGELA LAI 29.99; ANNETTE KOSTER 729.89; ARMINDA MOLINA 510.00; ARNOLD MOTOR SUPPLY 357.24; ARNOLD MOTOR SUPPLY 23.34; ASSESSOR'S OFFICE IPERS 12381.24; ASSOCIATES FOR PSYCHIATRIC SERV PC 8265.00; AURELIA LUMBER COMPANY 4617.72; AUTOMATED SYSTEMS OF IOWA 1026.00; B V CO SECONDARY ROAD 52.89; B V COUNTY HEALTH DEPT 35764.95; B V COUNTY SOIL CONSERVATION 1750.00; B V SOLID WASTE COMMISSION 125.00; BAITMASTER+ 40.00; BANKCARD SERVICES 17316.91; BARGEN INC 84367.36; BEKINS FIRE & SAFETY SERVICES 37.50; BENNETT CONSTRUCTION 10550.00; BERNARD NELSON 14.04; BILL MATTSON 20.80; BOB BARKER COMPANY INC 1025.90; BOERNER & GOLDSMITH LAW FIRM 533.52; BOMGAARS 4658.66; BONNIE PHILLIPS 78.99; BOZ WELLZ RESTAURANT 666.00; BRAD'S SERVICE INC 55.11; BRENTWOOD CONSTRUCTION, LLC 585.00; BRIAN DRZYCIMSKI 8.84; BRIAN JONES 7.68; BRIAN NEPPLE 4.16; BRUCE BAIER 13.52; BRUCE MC GOWAN 177.56; BUENA VISTA CO EMS ASSOCIATION 5000.00; BUENA VISTA CO. CONSERVATION 392.80; BUENA VISTA CO. SHERIFF 946.12; BUENA VISTA COUNTY 1230.00; BUENA VISTA COUNTY 4083.50; BUENA VISTA COUNTY JOURNAL 2478.05; BUENA VISTA COUNTY SHERIFF 307.60; BUENA VISTA REG MEDICAL CENTER 2609.18; BUSINESS FORMS & SYS CO 780.10; BV CO AGRICULTURAL SOCIET BUENA VISTA COUNTY FAIR 12550.00; BV CO EMPLOYEE HEALTH FUND 495412.84; BV CO EMPLOYEE HEALTH FUND 18707.48; BV CO EMPLOYEE HEALTH FUND 7085.28; BV CO EMPLOYEE HEALTH FUND 32105.80; BV CO EMPLOYEE HEALTH FUND 8297.30; BV CO/DISASTER SERVICES/HAZMAT 39250.00; BV VETERINARY CLINIC 14.00; BV-CALHOUN-SAC DRAINAGE ENGINEER FUND C/O BV COUNTY TREASURER 15200.00; BVRMC 628.38; BWT HOLDINGS LLLP 38.26; C & B OPERATIONS, LLC 5015.19; CAASA 2500.00; CALHOUN COUNTY PUBLIC HEALTH 339.01; CALHOUN COUNTY SHERIFF DEPT 2405.52; CALHOUN-BURNS & ASSOC INC 15228.60; CAMPBELL SUPPLY COMPANY 807.00; CANON FINANCIAL SERVICES 37.44; CAPITAL ONE 159.52; CARD SERVICE CENTER 78.51; CAROLYN ARMSTRONG 493.20; CARROLL CONSTRUCTION SUPPLY 628.33; CARROLL COUNTY SHERIFF 1898.91; CDW GOVERNMENT INC 9608.30; CENTER FOR SIOUXLAND 6250.00; CENTRAL BANK 45.00; CENTRAL IOWA DETENTION 328.25; CENTRAL IOWA DISTRIBUTING INC 805.00; CENTURY LAUNDRY DISTRIBUTING 124.37; CENTURY LINK 1747.47; CERTIFIED POWER INC 60.33; CHAMPION ELECTRIC 9627.20; CHEROKEE COUNTY SHERIFF 3045.28; CHRISTIAN BROS EXCAVATING LC 23975.78; CINDY WIEMOLD 57.60; CINTAS FIRST AID AND SAFETY 1194.11; CITIZENS FIRST NATIONAL BANK 200.00; CITY OF ALBERT CITY 123.00; CITY OF ALTA 200.00; CITY OF LINN GROVE 420.00; CITY OF MARATHON 477.13; CITY OF NEWELL 151.50; CITY OF REMBRANDT 948.92; CITY OF SIOUX CITY 80.73; CITY OF SIOUX RAPIDS 433.56; CITY OF STORM LAKE 6204.57; CITY TREASURER 330.54; CJIS SOLUTIONS 1038.00; COBBLESTONE INN & SUITES 100.00; COFFMAN'S LOCKSMITH SHOP 111.00; COLLECTION SERVICES CENTER 2907.66; COMMERCIAL SIGN & DESIGN 60.00; CONTROL SYSTEM SPECIALISTS LC 12066.45; COST ADVISORY SERVICES INC 4125.00; COUNSEL 1763.23; COUNSELING SERVICES, LLC 6785.41; COUNTRY CARE CENTER CORP 5642.00; COUNTY SOCIAL SERVICES 39294.00; COUNTY WIDE DIRECTORY, LLC 158.00; CRAIG REHNSTROM 15.60; CRAWFORD COUNTY HOME HEALTH & 31484.92; CRAWFORD COUNTY MEMORIAL HOSPITAL 1466.00; CRAWFORD COUNTY SHERIFF 1120.99; CRIMMINS LAW FIRM 120.00; CROSSROADS OF WESTERN IOWA 1606.50; CRYSTEEL TRUCK EQUIP INC 242966.08; CULLIGAN 166.50;

DAKOTALAND AUTOGLASS, INC. 24.50; DANELLE HABERMAN 730.90; DANIEL ROBINSON 7.80; DANNY R SIEVERS 23.54; DARREN STEARNS 560.00; DAVE CARLSON 500.00; DAVID ANDREWS 163.28; DAVID CRIPPIN 450.00; DAWN MENTZER 690.92; DEAN K ELLINGSON 203.00; DELL MARKETING LP 521.70; DICKINSON, MACKAMAN, TYLER & HAGAN 7150.00; DIGITAL-ALLY, INC 245.00; DOORS INC. 9328.00; DOREEN PEDERSEN 100.16; DOYLE ENGBRETSON CONSTRUCTION 8700.00; DR. GARRETT FEDDERSEN 600.00; DUANE P MAGNUSSEN 47.17; DUBUQUE COUNTY SHERIFF 127.00; DULTMEIER SALES, LLC 97.28; EARL OR KARON ZIMMERMAN 4126.43; ECOLAB 1210.00; ED DOWDY 200.00; ED M. FELD EQUIPMENT COMPANY, INC. 5486.00; EDWARDS 67296.20; EJS SUPPLY 144.51; ELIZABETH TRUJILLO-ARJON 128.13; EMPLOYEE BENEFIT SYSTEMS 4826.00; EOR IOWA LLC 121383.60; EQUATURE/DSS CORPORATION 792.00; ERIC BANG 6.98; ESRI INC 7004.39; EVIDENT, INC CRIME SCENE PRODUCTS 152.95; EVIZZIT OF IOWA PSYCHIATRY PC 2240.00; EVIZZIT OF IOWA PSYCHIATRY PC 45150.62; FAMILY CRISIS CENTER 2500.00; FAMILY RESOURCE CENTER 2932.35; FAREWAY STORE 2302.59; FARM & HOME PUBLISHERS LTD 170.00; FASTENAL COMPANY 344.36; FILTER CARE OF NEBRASKA LLC 998.15; FIRE PROOF PLUS INC 103.50; FIRST COOPERATIVE ASSOCIATION 4824.92; FORCE AMERICA 21.62; FORTERRA PIPE & PRECAST 38843.64; FOUNDATION ANALYTICAL LABORATORY 332.75; FRANK DUNN CO 829.00; FRATZKE & JENSEN FUNERAL HOMES 1557.50; GARBAGE HAULING SERVICE 1488.00; GARLAND OTTO 223.20; GARRY OLSON 6.50; GEOCOMM 9140.00; GERALD WEILAND 272.82; GILL HAULING INC 198.00; GLAXOSMITHKLINE PHARMACEUTICAL 430.83; GORDON FLESCH COMPANY 14.19; GOVERNMENT FORMS & SUPPLIES 566.29; GRAFFIX 1629.00; GRAHAM TIRE CO 52741.75; GRAINGER 190.73; GREAT AMERICA FINANCIAL SVCS 745.06; GREGORY JOHNSON 41.96; GROWMARK FS 85012.09; GROWS GARBAGE SERVICE 400.00; GRP & ASSOCIATES INC. 189.00; HARD HEAD VETERANS 9774.49; HAROLD ROWLEY RECYCLE CENTER 33615.50; HAWK - I PLUMBING, INC. 1786.10; HAYES INSTRUMENT CO., INC. 1398.72; HEALTHCAREFIRST %WELLS FARGO 5418.96; HELMER INC 7223.26; HISEY LAW OFFICE 403.20; HOBART SALES AND SERVICES 3087.32; HOLIDAY INN DES MOINES AIRPORT 1098.72; HONDO'S SALES & SERVICE 463.45; HOWARD CENTER INC 4525.00; HUMBOLDT NEWSPAPERS 15.90; HUNDERTMARK CLEANING SYSTEMS 394.48; HUNZELMAN PUTZIER & CO 9917.50; HY-VEE INC 325.95; HY-VEE PHARMACY 187.98; I & S GROUP INC 2583.91; I.C.C.S.-IOWA'S COUNTY CONSERVATION SYSTEM 2000.00; ICAP IA COMMUNITES ASSURANCE POOL 143939.00; IDA COUNTY AUDITOR 22.19; IDA COUNTY SHERIFF 776.90; IDALS 1402.37; IGL TELECONNECT 288.00; IMAGINE THE POSSIBILITES INC 35774.98; IMAGING SUPPLY CENTER 499.85; IMMANUEL LUTHERAN PRE SCHOOL 2165.60; IMWCA 18715.00; INDUSTRIAL SUPPLY SOLUTIONS 1903.07; INLAND TRUCK PARTS & SERVICE 3668.69; INNOVATIVE MONITORING SYSTEMS 325.00; INSIGHT PUBLIC SECTOR INC 5886.14; INSPIRON LOGISTICS 2575.00; INSTITUTE OF IOWA CERTIFIED ASSESSORS 330.00; INTERSTATE BATTERY SYSTEM 468.85; IOWA ADVISOR 529 PLAN 350.00; IOWA CO RECORDERS ASSOCIATION 200.00; IOWA COUNTY ATTORNEYS ASSN (ICAA) 589.00; IOWA COUNTY ATTORNEY'S CASE MANAGEMENT PROJECT 9800.00; IOWA DEPARTMENT OF INSPECTIONS & APPEALS 122.70; IOWA DEPT OF NATURAL RESOURCES 50.00; IOWA DEPT OF TRANSPORTATION 1465.00; IOWA DEPT PUBLIC SAFETY 7392.00; IOWA DIVISION OF LABOR SERVICE 40.00; IOWA LAKES CORRIDOR DEV CORP 15000.00; IOWA LAKES ELECTRIC COOP 1905.00; IOWA LAKES REGIONAL WATER 750.70; IOWA PRISON INDUSTRIES 7607.74; IOWA SECRETARY OF STATE 1475.50; IOWA SPORTSMAN 100.00; IOWA STATE ASSOC OF COUNTIES 1285.00; IOWA STATE COMPTROLLER TREASURER-STATE OF IOWA 79689.27; IOWA STATE MEDICAL EXAMINER 3900.00; IOWA STATE SHERIFFS & DEPUTIES 25.00; IOWA STATE UNIVERSITY 125.00; IOWA WORKFORCE DEVELOPMENT 1927.45; IPERS 328149.96; ISABEL ANDRADE 150.00; ISAC 1398.80; ITSAVVY LLC 5828.78; J.R. JIM HOWE SEPTIC SERVICE 275.00; J3RED MARKETING LLC 15089.00; JACKS UNIFORMS & EQUIPMENT 435.78; JACQUELINE REGENNITTER 66.56; JAMES F BLACK 7.80; JAMES MOLLER 120.00; JANICE E KRUSE 65.43; JANITORS CLOSET LTD 4259.12; JASON BUTLER 45.00; JASON FASTENOW 97.82; JEAN L SASSMAN 90.00; JEBRO INC. 4049.99; JEFF KESTEL 56.16; JENNIFER GOEBEL 150.00; JERILYN SAHR 14.79; JIM WISCHMEYER 59.28; JOHN SCHMIT 78.45; JOHN SCOTT SHEVEL 1658.01;

JOHNSTON AUTOSTORES 1681.05; JON BUSS 30.00; JOSEPH KELLER 90.00; JT DD #181 42.34; JUDY BODHOLDT 65.00; JULIE ALBRIGHT 611.85; JULIE GRETEMAN MAYHALL ATTORNEY AT LAW PLC 960.00; JULIE SATHER 240.98; JULIUS CLEANERS 738.30; JUSTIN GOSCH 500.00; KARL CHEVROLET 19148.44; KARL LAURSEN 13.00; KATHRYN CROKER 326.80; KAYLA VASQUEZ 150.00; KEL ANDERSON 12.48; KELLER PLUMBING HEATING & AIR LLC 259.85; KELLY SNYDER 348.40; KENNETH BLAKE MCMILLIAN 426.00; KENT PATTERSON 27.04; KERI GEERY 21.84; KEVIN LULLMANN 200.00; KIM JOHNSON 1056.70; KIMBALL MIDWEST 1519.92; KOENIG PORTABLE TOILETS 80.00; KRIS ENGINEERING, INC. 27986.00; L & G PRODUCTS INC 356.80; LACEY ANDERSON 83.72; LARSON OIL & DISTRIBUTING 4290.94; LAURA JONES 150.00; LEISA MAYER 424.80; LESS LETHAL LLC 77.50; LEXIS NEXIS RISK DATA MANAGEMENT INC. 445.44; LIBERTY NATIONAL LIFE INS CO 4222.56; LIBERTY NATIONAL LIFE INS CO 236.39; LIFE SKILLS TRAINING 175.00; LIND TURKEY ENTERPRISES LTD 285.98; LINDA MATTSON 11.44; LINN GROVE CORP 4050.00; LISA BRINGLE 207.45; LOFFLER COMPANIES 7706.79; LONG LINES BROADBAND 10179.43; LOUGHLIN LAW FIRM 900.00; LOUISE GALBRAITH 549.90; LUKE SUNDBLAD 648.38; MAIL SERVICES LLC 1805.50; MAIN STREET SPECIALTIES 11032.00; MANASOTA KEY LLC 500.00; MARATHON CORP 4050.00; MARCO TECHNOLOGIES LLC 559.62; MARCUS LUMBER 12150.00; MARGIE ROBINSON 57.20; MARK KIRKHOLM 81.12; MARTIN MARIETTA MATERIALS 17320.05; MARTINS FLAG CO 1536.48; MARY A SVUBA 120.88; MASSMUTUAL 350.00; MATTHEW SEFCIK 150.00; MAUDIE MAE SENNERT TRUST 11.77; MEDLINE INDUSTRIES INC 313.29; MEGAN R. SANKEY, CSR,RPR 742.00; MELANDERS APPLIANCES & TV 379.99; MENARDS - SPENCER 11757.78; MID AMERICAN ENERGY 22007.63; MID SIOUX OPPORTUNITY INC 21531.73; MID-AMERICA PUBLISHING CORP. 54.00; MID-STEP SERVICES INC 35700.00; MIDWEST COMPLIANCE ASSOCIATES 1500.00; MIDWEST SERVICE AND SALES CO. 882.00; MIKE'S LAWN SERVICE INC 33.00; MONTEREY POINT APARTMENTS 182.00; MOODIE REFRIGERATION 100.00; MOTOROLA SOLUTIONS, INC. 1508.67; MPH INDUSTRIES INC 86.12; MURPHY TRACTOR & EQUIPMENT CO 2420.56; NAMI IOWA 895.00; NATIONAL ASSOCIATION OF COUNTY ENGINEERS 200.00; NATIONWIDE RETIREMENT SOLUTION 266.00; NATURE WATCH 2039.15; NEAPOLITAN LABS LLC 13500.00; NETWORKS, INC. 228.85; NEW HOPE VILLAGE 7625.25; NEW OPPORTUNITIES INC 8732.98; NEW PERSPECTIVES, INC. 18927.58; NEWELL CORP 4050.00; NEWELL FIRE DEPT 5000.00; NORTH LAKE TRUCK REPAIR 9369.17; NORTHERN LIGHTS FOODSERVICE 9675.91; NORTHWEST BUILDERS OF IOWA INC 26600.00; NW IA PLANNING & DEV COM 7031.00; NW IA YES CENTER 21016.14; OFFICE ELEMENTS 3949.55; OFFICE OF AUDITOR OF STATE 625.00; OHIO NATIONAL 1225.00; OLSEN WELDING & MACHINE 935.30; PAKOR, INC 287.47; PAM JACOBSON 322.43; PATC 110.00; PATRICIA DESJARDINS 55.00; PETTY CASH-CO. ATTORNEY 194.50; PHEASANTS FOREVER 35.00; PILOT ROCK SIGNS RJ THOMAS MFG. CO., INC 886.20; PILOT TRIBUNE 3273.20; PITNEY BOWES 261.63; PITNEY BOWES INC 892.95; PITNEY BOWES RESERVE ACCOUNT 19078.85; PIZZA RANCH #13406 83.94; PLAINS AREA MENTAL HEALTH, INC 533429.97; PLUMBING & HEATING 537.80; PLYMOUTH COUNTY SHERIFF 33.60; POCAHONTAS RECORD DEMOCRAT 96.00; POLAR SPRAY FOAM 7043.94; POSTMASTER 1330.00; POWER SOLUTIONS, INC. 2670.10; PQL 5400.00; PRECISION MIDWEST 40214.13; PRINCIPAL LIFE INSURANCE COMPANY 27410.46; PRIORITY DISPATCH CORPORATION 3600.00; PRO ELECT 16.95; QUALIFICATION TARGETS INC 173.12; QUILL CORPORATION 358.08; R & D INDUSTRIES INC 3180.00; RAINBOW BAIT, INC 830.00; RANDY TILK 35.10; READY, SET, GROW 2500.00; REBNORD TECHNOLOGIES INC 32528.95; REES TRUCK AND TRAILER, INC. 2.58; REILING CUSTOM CONCRETE 22657.00; REIMER, LOHMAN, & REITZ 349.65; RELIANCE TELEPHONE INC 1000.00; REMBRANDT CORP 4050.00; RETRIEVER LLC 4505.00; RICHARD AND MARY GRAVES 471.30; RICHARD HALDIN 306.80; RICHARD NOLL 200.00; RICK MEYER 33.28; RICOH USA, INC 93.85; RICOH USA, INC 5200.00; RIDES REGIONAL TRANSIT AUTHORITY 16300.00; RIVERBEND FARMS INC. 502.46; ROAD MACHINERY & SUPPLIES CO. 166735.50; ROBERT NIELSEN 4.16; ROLLING HILLS 357732.00; RUETER'S 250.68; RUST'S WESTERN SHED 211.90; RYAN MOHR 765.00; SAC COUNTY HEALTH SERVICES 19001.68; SAC COUNTY SHERIFF 527.62; SAC SUN 55.05; SAFE LIFE DEFENSE 27798.75; SAFELITE AUTOGLASS 104.95; SANDRA K HOYT 239.49; SANDRA K. SWEENEY 1896.50; SANOFI PASTEUR INC 427.41; SARAH VANDERHOFF 12.48;

SAVINGS BANK SECURITY TRUST & 254231.84; SAVINGS BANK SECURITY TRUST & 182311.27; SCE, LLC 19128.24; SCHNEIDER GEOSPATIAL, LLC 11160.00; SCHNEIDER GRAPHICS, INC 1176.00; SCHUELKE POWERSPORTS 15340.00; SCHULTE LAW FIRM, LC 1139.20; SEASONS CENTER 16651.29; SECRETARY OF STATE 60.00; SECURITY TRUST 59458.76; SECURITY TRUST & SAVINGS BANK 189.21; SETH DICKS 37.00; SHARI O BANNON 37.44; SHARON KOCH 16.68; SHELLEY GLIENKE 26.52; SHESLER HALL 20944.61; SHIELD TECHNOLOGY CORPORATION 27437.50; SHRED-IT,C/O STERICYCLE, INC. 300.74; SIOUX CENTRAL COMMUNITY SCHOOL 3600.00; SIOUX CITY FIRE RESCUE CITY OF SIOUX CITY IOWA 9734.18; SIOUX LUMBER 10934.68; SIOUX RAPIDS CORP 4050.00; SIOUX RIVERS FISCAL AGENT 616.24; SIOUX SALES CO 434.65; SIOUXLAND MENTAL HEALTH CENTER 813980.83; SOUTH CENTRAL CALHOUN COMMUNITY SCHOOL 2402.98; SOUTHWEST DISTRICT OF ASSESSOR 175.00; SPENCER OFFICE SUPPLIES 1852.44; SPORTS REHAB & PROFESSIONAL THERAPY ASSOCIATES, INC. 9230.51; ST. LUKE'S HEALTH RESOURCES 294.00; ST. MARYS PRESCHOOL 11745.00; ST. ROSE OF LIMA PRESCHOOL 5622.50; STA-MEL ENTERPRISES INC 7041.44; STANTON ELECTRIC INC 844.15; STAPLES CREDIT PLAN 447.05; STAR EQUIPMENT LTD 4800.00; STEPHANIE ANDERSON 14.77; STEVE HALDIN 255.00; STILLE PIERCE & PERTZBORN 7055.00; STOREY KENWORTHY/MATT PARROTT 1005.44; STORM CITY AUTO PARTS 28.99; STORM LAKE ACE HARDWARE 1958.66; STORM LAKE CORP 12150.00; STORM LAKE HYDRAULICS 314.48; STORM LAKE TIMES 3901.57; STORM LAKE UNITED 6250.00; SUSAN LLOYD 187.20; SWATMOD LLC 4890.00; SWEET SNAPS PHOTOGRAPHY 300.00; TAMMI SCHULTZ 1010.36; TESSIER'S INC 11240.24; THE PRIDE GROUP, INC 50311.70; THE SIDWELL COMPANY 3107.50; THE UNIVERSITY OF IOWA 158.43; THERESA JOCHUM 498.95; THRESHERMAN & COLLECTORS ASSN. 2500.00; TNT BRUSH 272.00; TOM WITT 500.00; TRAFFICALM SYSTEMS 1104.00; TREASURER STATE OF IOWA 207917.80; TREASURER STATE OF IOWA 3392.76; TREASURER, STATE OF IOWA 158.00; TRUCK CENTER COMPANIES 723.95; TYLER TECHNOLOGIES, INC. 18887.18; U OF O EMERGENCY MGMT CONFERN 150.00; UNITED TACTICAL SYSTEMS, LLC 339.00; UPH IOWA METHODIST MEDICAL CENTER & BLANK CHILDREN'S HOSPITALS 61.04; UPPER DES MOINES 9450.00; US CELLULAR 154.25; VAN DIEST SUPPLY COMPANY 11019.83; VANCE CORDS 30.00; VANDER HAAG'S INC. 5742.24; VANGUARD APPRAISALS INC 155.00; VERIZON 180.00; VERIZON 570.00; VERIZON CONNECT NWF, INC. 2379.93; VERIZON WIRELESS 7969.54; VETTER EQUIPMENT CO 640.57; VISA 13007.34; VISION CARE ASSOCIATES P.C. 200.00; VISION CARE DIRECT 4844.86; VISTA PAINTS 643.85; VOYA RETIREMENT INS & ANNUITY 39.00; WAHLTEK INC 2575.00; WALMART COMMUNITY 405.40; WALMART COMMUNITY/GEMB 93.37; WASHINGTON NATIONAL INS CO 2609.20; WEBSITES TO IMPRESS INC 150.00; WEBSTER COUNTY PUBLIC HEALTH 13016.77; WEBSTER COUNTY SHERIFF 24.00; WELLMARK BLUE CROSS & BLUE SHI 458466.73; WELLS FARGO FINANCIAL LEASING, INC 216.00; WESCO INDUSTRIES INC 225391.12; WEST PAYMENT CENTER 3846.93; WEX BANK WRIGHT EXPRESS FSC 2995.40; WHKS & CO. 26261.25; WINDSTREAM 1617.47; WINDSTREAM COMMUNICATIONS ATTN:CABS 102.57; WOODBURY CO AUDITOR/RECORDER 34.68; WOODBURY CO SHERIFF 8236.00; WOODWARD YOUTH CORPORATION 5971.20; ZIEGLER INC 7892.44; ZION LUTHERAN PRE SCHOOL 7321.05

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## BOARD OF SUPERVISORS MEETING

### THIRTIETH MEETING, 2021 SESSION (30) JULY 6, 2021

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 6, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

**Secondary Roads Report:** The C63 “road closed” sign has been removed and the road is now open for traffic; the crack leveling has finished south of Alta and other locations in the county; the aluminum culvert on 150<sup>th</sup> Ave. is in, which replaced a narrow bridge. Now cleanup work will be done; the culverts on 460<sup>th</sup> St. are in, they are covering them up today, and then the road will be open; they are continuing to gravel and grade N14, for two miles from Hwy 7 to the county line; Engineer Wilkinson will be attending the mid-year conference in Ames, so he will be gone a couple days. Merten asked about trees growing in the road right-of-way in a certain location, and the owner has “no spray” signs posted. Merten asked whose responsibility it is to remove the trees? Conservation Director/Weed Commissioner Greg Johnson was present virtually, and stated that he would look at the area and send a notice to the landowner.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 6/29/21 as printed, today’s **claims approval list**, **stamped drainage warrant register**, and the following **reports**: May Board of Health minutes, FY’20 County Audit Report, Western Iowa Tourism 2021 Annual Report, May Rolling Hills Governance Board Meeting minutes, June Sheriff’s Report of Fees Collected, June Sheriff’s Report of Federal Inmate Billings, and May Plains Area Mental Health Board Meeting minutes. Carried.

Motion by Ringgenberg, second by Merten, to rescind the motion made 6/29/2021, for the Auditor to **transfer** \$18,458 from Fund 0032 to Fund 0001, for restroom upgrades due to COVID, as it was previously approved 12/22/2020. Carried.

Motion by Huseman, second by Altena, to approve and authorize the Auditor to **void and re-issue** back to the General Basic Fund, check #308864 dated 1/19/2021 to Sarah Vanderhoff, in the amount of \$12.84, and check #309769 dated 3/30/2021 to Sarah Vanderhoff, in the amount of \$12.84, as Vanderhoff does not want the checks reissued to her. Carried.

Motion by Ringgenberg, second by Huseman, to set the date and time for a **budget amendment for FY’22**, for July 27, 2021, at 9:00 a.m. Carried.

Env Health/Zoning Director Kim Johnson presented Ordinance #5.11 Tanning Beds, for the 2<sup>nd</sup> Reading. Motion by Merten, second by Altena, to approve the 2<sup>nd</sup> reading of **Ordinance #5.11 Tanning Beds**, waiving the physical reading of the document, and to set the 3<sup>rd</sup> reading of Ordinance #5.11, for July 20, 2021 at 9:00 a.m. Carried.

Treasurer Danelle Haberman informed the Board that she received a letter from Theresa Sandvig, to rescind her previous letter of resignation, which Haberman accepted. Haberman has rescinded the withdrawal of appointment for Theresa Sandvig as her deputy, effective 6/30/2021. Haberman has also rescinded the appointment of Tami Tendal as Tax Deputy, effective 7/1/2021. Haberman then presented her new deputy appointments and salary recommendations to the Board, for

Tami Tendal, as 1<sup>st</sup> Tax Deputy, and Theresa Sandvig, as 2<sup>nd</sup> Tax Deputy. Motion by Ringgenberg, second by Merten, to concur with the Treasurer's appointment of Tami Tendal to 1<sup>st</sup> Tax Deputy, and to approve her salary at 80% of the Treasurer's, effective 7/1/2021, and to concur with the Treasurer's appointment of Theresa Sandvig to 2<sup>nd</sup> Tax Deputy, and to approve her salary at 79% of the Treasurer's, effective 7/1/2021. Carried.

Drainage Clerk Kristina Konradi presented a spreadsheet to the Board of the various drainage districts that were approved previously for a levy this year however, waivers were not discussed at that meeting. Konradi also had levy information for Jt. DD #274 MOD. Motion by Merten, second by Huseman, to set the levy for Jt. DD #274 MOD at 5%, with no waivers, and to set 5% waivers on the levies set previously for DD #35 MAIN TILE, DD #35 LAT 1, DD #35 LAT 2, DD #35 LAT 6, DD #63, DD #81, DD #83, DD #100, DD #106 SOUTH MOD, DD #106 SOUTH LAT 12, DD #106 NORTH MOD, DD #186, and DD #204. Carried.

There being no further business, motion by Merten, second by Ringgenberg, to adjourn the meeting at 9:48 a.m. until Tuesday, July 20 at 8:30 a.m. for a regular session. Carried. (No meeting is planned for July 13)

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
JULY 13, 2021  
NO MEETING**

No meeting

**BOARD OF SUPERVISORS MEETING  
THIRTY-FIRST MEETING, 2021 SESSION (31)  
JULY 20, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 20, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Huseman, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting. Absent: Merten (attending another meeting).

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

Motion by Ringgenberg, second by Huseman, to amend today's agenda, adding an additional action item, a Jt. DD #22 claim for The Daily Reporter, received from Clay County, for a notice of hearing publication, in the amount of \$114.51. Carried.

Engineer Bret Wilkinson presented cost information to the Board, regarding placing a destination light at C65 & Hwy 110, near the airport. Wilkinson stated that the cost for MidAmerican to install a pole and street light would be \$2,037.77, with an average monthly charge of \$13. Wilkinson stated that the county may be able to get Safety Funds to change the intersection, but that would be 2-3 years down the road. Motion by Ringgenberg, second by Altena, to approve and authorize Engineer Wilkinson to proceed with the destination light at C65 & Hwy 110, near the airport. Carried.

Engineer Bret Wilkinson presented the final design services contract with Calhoun-Burns & Associates, Inc., for Bridge #700, which is the bridge over Bluebird Creek. The cost for these services is estimated at \$30,000, as it is not a standard design. Wilkinson stated that by having Calhoun-Burns & Associates, Inc. sign off on the project, this protects the county in the future. Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the final design services with Calhoun-Burns & Associates, Inc., for **Bridge #700**. Carried.

**Secondary Roads Report:** They are still working on cross road culverts, entrances, and mowing; Boulder Contracting has been driving new piling on one bridge in the county, and will be moving to another bridge soon, giving another 25 years of life for the bridges; RAGBRAI begins on Sunday, and will be coming through Buena Vista County. Wilkinson stated that the crews will be brooming the intersections of the blacktops the bikers will be traveling on in BV County to be sure there is no loose gravel on them; Wilkinson stated that at a future meeting, he would like to know if the Board will be requesting any changes to the two farm leases.

Env Health/Zoning Director Kim Johnson presented Ordinance #5.11 Tanning Beds, for the 3<sup>rd</sup> and final reading. Motion by Huseman, second by Altena, to approve the 3<sup>rd</sup> reading of **Ordinance #5.11 Tanning Beds**, waiving the physical reading of the document. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: None. Carried. The ordinance becomes effective upon publication.

## **ORDINANCE # 5.11 MINIMUM REQUIREMENTS FOR TANNING FACILITIES**

**5.11.1 Purpose and scope.** This chapter provides for regulation of tanning facilities and devices used for the purpose of tanning human skin through the application of ultraviolet radiation. This includes, but is not limited to, public and private businesses, hotels, motels, apartments, condominiums, and health and country clubs.

All references to Code of Federal Regulations (CFR) in this chapter are those in effect as of April 30, 2019.

These rules stipulate minimum safety requirements relating to the operation of tanning devices; procedures for obtaining a permit; qualifications for tanning facility operators; and procedures for health departments to provide for the inspection of tanning facilities and enforcement of these rules. Tanning facilities which are in compliance with these rules are not relieved from the requirements of any other federal and state regulations or local ordinances.

### **5.11.2 Definitions.**

“Agency” means the Buena Vista County Environmental Health.

“Board of Health” means Buena Vista County Board of Health.

“Cleansing” means to remove soil, dirt, oils or other residues from the surface of the tanning unit which may come into contact with the skin.

“Cleansing agent” means a substance capable of producing the effect of “cleansing.” These agents shall not adversely affect the equipment or the health of the consumer and shall be acceptable to the department or board of health.

“Consumer” means any member of the public who is provided access to a tanning facility in exchange for a fee or other compensation, or any individual who, in exchange for a fee or other compensation, is afforded use of a tanning facility as a condition or benefit of membership or access.

“Department” means the Iowa Department of Public Health.

“Director” means the director of public health or the director’s designee.

“Exposure position” means any position, distance, orientation, or location relative to the radiation surfaces of a tanning device at which the user is intended to be exposed to ultraviolet radiation from the

product, as recommended by the manufacturer.

*“Formal training”* means a course of instruction approved by the department for operators of tanning facilities.

*“Health care professional”* means an individual, licensed by the state of Iowa, who has received formal medical training in the use of phototherapy.

*“Inspection”* means an official examination or observation including but not limited to tests, surveys, and monitoring to determine compliance with rules, orders, requirements, and conditions of these rules.

*“Manufacturer’s recommendations”* means written guidelines established by a manufacturer and approved by the U.S. Food and Drug Administration for the installation and operation of the manufacturer’s equipment.

*“Operator”* means an individual designated to control operation of the tanning facility and to instruct and assist the consumer in the proper operation of the tanning devices.

*“Permit”* or *“permit to operate”* means a document issued by the department which authorizes a person to operate a tanning facility in Iowa.

*“Person”* means any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this state, any other state or political subdivision or agency thereof, and any legal successor, representative, agent, or agency of the foregoing, but shall not include federal government agencies.

*“Phototherapy device”* means a piece of equipment that emits ultraviolet radiation and is used by a health care professional in the treatment of disease.

*“Tanning device”* means any equipment that emits electromagnetic radiation with wavelengths in air between 200 and 400 nanometers and that is used for tanning of human skin, such as sunlamps, tanning booths, or tanning beds. The terms also include any accompanying equipment such as protective eyewear, timers, and handrails.

*“Tanning facility”* means a place that provides access to tanning devices for compensation.

*“Ultraviolet radiation”* means electromagnetic radiation with wavelengths in air between 200 and 400 nanometers.

### **5.11.3 Inspections.**

a. Buena Vista County Environmental Health Department shall conduct inspections annually and per complaint on all tanning devices not otherwise exempt under Iowa Code chapter 136D and Iowa Administrative Code 641—46, and which are permitted by the Department of Public Health in Buena Vista County pursuant to those provisions and this ordinance.

b. Inspection cost.

(1) An inspection cost of \$ 35.00 per tanning device shall be billed to the permit holder up to a maximum of \$350 per facility.

(2) Inspection costs shall be due upon receipt of payment due. The costs billed will be paid to the board of health or its designee.

(3) Inspection costs not received within 45 days of the date of billing will be assessed a \$25 penalty for each month or fraction thereof that the bill is delinquent.

(4) A penalty fee of \$25 per facility may be assessed for the following:

1. Failure to respond to a notice of violation within 30 days of the date of the inspection.
2. Failure to correct violations cited during the inspection.

c. Inspections shall include the following areas: proper operation and maintenance of devices, review of required records and training documentation, operator understanding and competency, and the requirements of these rules.

**5.11.4 Construction and operation of tanning facilities.** Unless otherwise ordered or approved by the department, each tanning facility shall be constructed, operated, and maintained to meet the following minimum requirements.

**5.11.4(1)** A tanning facility shall provide and post the following warning signs and statements that describe the hazards associated with the use of tanning devices:

a. A warning sign in a conspicuous location readily visible to persons entering the establishment. This warning sign shall use 0.5-inch (12.7-millimeter) letters for "DANGER, ULTRAVIOLET RADIATION" and 0.25-inch (6.4-millimeter) letters for all other lettering. The sign shall use red lettering against a white background, be at least 9.0 inches by 12.0 inches (22.9 centimeters x 30.5 centimeters) and have the following wording:

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DANGER

ULTRAVIOLET RADIATION

— Overexposure can cause

- Eye and skin injury
- Allergic reaction

— Repeated exposure may cause

- Premature aging of the skin
- Skin cancer

— Failure to wear protective eyewear may result in

- Severe burns to eyes
- Long-term injury to eyes

— Medication or cosmetics may increase your sensitivity

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b. A warning sign with the identical wording set forth in 46.5(1) "a" posted within one meter of the tanning device in a conspicuous location readily visible to a person preparing to use the device. This warning sign shall use 0.5-inch (12.7-millimeter) letters for "DANGER, ULTRAVIOLET RADIATION" and 0.25-inch (6.4-millimeter) letters for all other lettering. The sign shall use red lettering against a white background and be at least 6 inches by 9 inches (15.2 centimeters x 22.9 centimeters) in size.

c. A tanning facility shall require each consumer to read the information in Appendices 1, 2, and 3 prior to the consumer's initial exposure and annually thereafter.

(1) The operator shall then require the consumer to sign a statement that the information has been read and understood.

(2) The information in Appendices 1, 2, and 3 shall be posted in each tanning room.

**5.11.4(2)** Federal certification.

a. Only tanning devices manufactured and certified under the provisions of 21 CFR Part 1040.20, "Sunlamp products and ultraviolet lamps intended for use in sunlamp products," shall be used in tanning facilities. Compliance shall be based on the standard in effect at the time of manufacture as shown on the device identification label required by 21 CFR Parts 1010.2 and 1010.3.

b. Labeling shall meet the following requirements, be visible on each unit and be permanently affixed. Labeling shall include:

(1) A warning statement with the words "DANGER-Ultraviolet radiation. Follow instructions. Avoid overexposure. As with natural sunlight, overexposure can cause eye and skin injury and allergic reactions. Repeated exposure may cause premature aging of the skin and skin cancer. WEAR PROTECTIVE EYEWEAR; FAILURE TO MAY RESULT IN SEVERE BURNS OR LONG-TERM INJURY TO THE EYES. Medications or cosmetics may increase your sensitivity to the ultraviolet radiation. Consult a physician before using a sunlamp if you are using medications or have a history of skin problems or believe yourself especially sensitive to sunlight. If you do not tan in the sun, you are unlikely to tan from the use of this product."

(2) Recommended exposure position(s). Any exposure position may be expressed either in terms of a distance specified both in meters and in feet (or in inches) or through the use of markings or other means to indicate clearly the recommended exposure position.

- (3) Directions for achieving the recommended exposure position(s) and a warning that the use of other positions may result in overexposure.
- (4) A recommended exposure schedule including duration and spacing of sequential exposures and maximum exposure time(s) in minutes.
- (5) A statement of the time it may take before the expected results appear.
- (6) Designation of the ultraviolet lamp type to be used in the product.

**5.11.4(3) Tanning device timers.**

- a. Each tanning device shall have a timer which complies with the requirements of 21 CFR Part 1040.20. The maximum timer interval shall not exceed the manufacturer's maximum recommended exposure time by a factor greater than  $\pm 10$  percent of the indicated setting.
- b. Each tanning device must have a method of remote timing located so that consumers may not control their own exposure time.
- c. Tokens for token timers shall not be issued to any consumer in quantities greater than the device manufacturer's maximum recommended exposure time for the consumer.

**5.11.4(4)** Each tanning device shall incorporate a control on the product to enable the consumer to manually terminate the radiation emission from the product at any time without disconnecting the electrical source or removing the ultraviolet lamp.

**5.11.4(5)** The operator shall ensure that the facility's interior temperature does not exceed 100 degrees F or 38 degrees C.

**5.11.4(6) Condition of tanning devices.**

- a. There shall be physical barriers to protect consumers from injury induced by falling against or breaking the lamps.
- b. The tanning devices shall be maintained in good repair and comply with all state and local electrical code requirements.

**5.11.4(7) Additional requirements for stand-up booths.**

- a. There shall be physical barriers (e.g., handrails) or other means (floor markings) to indicate the proper exposure distance between ultraviolet lamps and the consumer's skin.
- b. The construction of the booth shall be such that it will withstand the stress of use and the impact of a falling person.
- c. Access to the booth shall be of rigid construction; doors shall open outwardly. Handrails and nonslip floors shall be provided.

**5.11.4(8) Protective eyewear.**

- a. Eyewear shall not be reused by another consumer.
- b. Protective eyewear shall meet the requirements of 21 CFR Part 1040.20(c)(4).
- c. Protective eyewear shall not be altered in any manner that would change its use as intended by the manufacturer (e.g., removal of straps).
- d. A tanning facility operator shall not allow a consumer to use a tanning device if that consumer does not use the protective eyewear required by this subrule. To verify that a consumer has the proper eyewear, the operator must:
  - (1) Ask to see the eyewear before the consumer enters the tanning room; or
  - (2) Provide disposable eyewear in the tanning room at all times and post a sign stating that the disposable eyewear is available and that eyewear must be worn.

e. A tanning facility operator shall instruct the consumer in the proper utilization of the protective eyewear required by this subrule.

**5.11.5(9) Operation.**

a. A trained operator must be present when a tanning device is operated. The operator must be within hearing distance to allow the consumer to easily summon help if necessary. If the operator is not in the immediate vicinity during use, the following conditions must be met:

(1) The consumer can summon help through use of an audible device such as an intercom or buzzer; and

(2) The operator or emergency personnel can reach the consumer within a reasonable amount of time after being summoned.

b. The facility permit to operate shall be displayed in an open public area of the tanning facility.

c. A record shall be kept by the facility operator of each consumer's total number of tanning visits and tanning times, exposure lengths in minutes, times and dates of the exposure, and any injuries or illness resulting from the use of a tanning device.

d. Any tanning injury not requiring a physician's care and any resulting changes in tanning sessions shall be noted in the consumer's file. A written report of any tanning injury requiring a physician's care shall be forwarded by the permit holder to the department within five working days of its occurrence or knowledge thereof. The report shall include:

(1) The name of the affected individual;

(2) The name and location of the tanning facility involved;

(3) The nature of the injury;

(4) The name and address of the health care provider treating the affected individual, if any; and

(5) Any other information considered relevant to the situation.

e. Defective or burned-out lamps or filters shall be replaced with a type intended for use in that device as specified on the product label on the tanning device or with lamps or filters that are "equivalent" under 21 CFR Part 1040, Section 1040.20, and policies applicable at the time of lamp manufacture.

f. The permit holder shall replace ultraviolet lamps and bulbs, which are not otherwise defective or damaged, at such frequency or after such duration of use as may be recommended by the manufacturer of such lamps or bulbs.

g. Contact surfaces of tanning devices shall be:

(1) Cleansed by the operator with a cleansing agent between each use;

(2) Covered by a nonreusable protective material during each use; or

(3) Cleansed by the consumer provided the following conditions are met:

1. The operator instructs the consumer annually on how to properly cleanse the unit;

2. The consumer annually signs a statement stating that the consumer agrees to cleanse the unit after each use;

3. Signs are posted in each tanning room reminding the consumer to cleanse the tanning unit after each use and stating the proper way to cleanse the unit; and

4. The operator cleanses the tanning unit at least once a day.

h. Any records or documentation required by this chapter must be maintained in the tanning facility for a minimum of two years. Records maintained on computer systems shall be regularly copied, at least monthly, and updated on storage media other than the hard drive of the computer. An electronic record must be retrievable as a printed copy.

i. The operator shall limit the exposure of the consumer to the maximum exposure frequency and session duration recommended by the manufacturer.

j. When a tanning device is being used, no other person shall be allowed to remain in the tanning device area.

k. No person or facility shall advertise or promote tanning packages labeled as "unlimited" unless tanning frequency limits set by the manufacturer are included in advertisements.

**5.11.4(10) Training of operators.**

a. No individual shall begin functioning as an operator unless the individual has satisfactorily completed a training program. Training shall include but not be limited to:

- (1) The requirements of this chapter;
- (2) Procedures for correct operation of the tanning facility and tanning devices;
- (3) The determination of skin type of consumers and appropriate determination of duration of exposure to tanning devices;
- (4) Recognition of reaction or overexposure;
- (5) Manufacturer's procedures for operation and maintenance of tanning devices;

b. Owners and managers must complete formal training approved by the department. All owners and managers trained after December 31, 1997, must satisfactorily pass a certification examination approved by the department before operating a tanning facility or training employees.

c. For operators trained after December 31, 1997. Owners and managers are responsible to train operators in the above topics and to provide review as necessary. Training programs shall be approved by the department and include final testing. Operators shall be questioned during inspections as to the level of their understanding and competency in operating the tanning device.

d. Proof of training for both owner/managers and employees must be maintained in the tanning facility and available for inspection. For operators trained after December 31, 1997, the employee record shall be the original test which bears the signature of the employee, the date, and a statement signifying that all answers have been completed by the employee and without prior knowledge of the scoring key.

e. Operators shall be at least 16 years of age.

f. Operators shall complete the required training and testing every five years.

**5.11.4(11) Promotional materials.** A tanning facility shall not claim, or distribute promotional materials that claim, that using a tanning device is safe or free from risk or that the use of the device will result in medical or health benefits. The only claim that may be made is that the device is for cosmetic use only.

**5.11.4(12) Requirements for electronically controlled facilities.** Electronically controlled facilities are those facilities that rely on electronic means to monitor consumers.

a. Entry into the facility is allowed by card only. Two individuals may not enter under the same card. The card is specifically activated for tanning use if the facility offers other activities.

b. Police and all emergency services will have access to the facility through a key box located outside the entrance of the facility.

c. The tanning unit will not activate if the card is not programmed for tanning. The card will not activate if two individuals are in the tanning room.

d. The consumer must sign a tanning agreement that states the number of minutes per session, that the consumer agrees to wear protective eyewear, that the consumer will cleanse the unit after tanning, and that the consumer is aware of the emergency access in each room.

e. The card will be programmed for the number of minutes the consumer is allowed to tan. The card may be reprogrammed for an increase in minutes per session only after the consumer has reviewed and re-signed the Tanning Agreement. After 30 consecutive days without the consumer's accessing the tanning facility, the card will be deactivated and the consumer must reapply to access the tanning unit.

f. The operator will demonstrate to each consumer how to properly cleanse the unit after tanning, including the top, bottom, and handles. A sign will be placed in each room explaining the cleansing process. The operator will cleanse the units at least once a day when they are in use.

g. Free disposable eyewear will be placed in each room along with a sign stating that the disposable eyewear is available and that eyewear must be worn.



*h.* An emergency call button or device will be placed in each tanning room conveniently located within reach of the tanning bed. This device will call the operator or emergency personnel.

*i.* During annual inspections, the inspector may ask any consumer about any of the above processes.

#### **5.11.5 Inspections, violations and injunctions.**

**5.11.5(1)** The agency shall have access at all reasonable times to any tanning facility to inspect the facility to determine if this chapter is being violated.

**5.11.5(2)** A person who operates or uses a tanning device or tanning facility in violation of this chapter or of any rule adopted pursuant to this chapter is guilty of a simple misdemeanor.

**5.11.5(3)** If the agency finds that a person has violated, or is violating or threatening to violate, this chapter and that the violation creates an immediate threat to the health and safety of the public, the agency may petition the district court for a temporary restraining order to restrain the violation or threat of violation.

If a person has violated, or is violating or threatening to violate, this chapter, the agency may petition the district court for an injunction to prohibit the person from continuing the violation or threat of violation.

**5.11.5(4)** On application for injunctive relief and a finding that a person is violating or threatening to violate this chapter, the district court shall grant any injunctive relief warranted by the facts.

#### **5.11.5(5) Enforcement.**

*a.* The agency shall take the following steps or use county ordinances or any other applicable ordinances, resolutions, rules or regulations when enforcement of these rules is necessary.

(1) Cite each section of the Iowa Code, this ordinance or rules violated.

(2) Specify the manner in which the owner or operator failed to comply.

(3) Specify the steps required for correcting the violation.

(4) Request a corrective action plan, including a time schedule for completion of the plan.

(5) Set a reasonable time limit, not to exceed 30 days from the receipt of the notice, within which the permit holder must respond.

*b.* The Agency shall review the corrective action plan and approve it or require that it be modified.

*c.* In cases where the permit holder fails to comply with conditions of the written notice, the agency shall send a regulatory letter, via certified mail, advising the permit holder that unless action is taken within five days of receipt, the case shall be turned over to the county attorney for court action.

**5.11.6 County Infraction.** A violation of this ordinance shall be a county infraction pursuant to Iowa Code Section 331.307.

**5.11.7 Penalty.** Any person found in violation of this ordinance shall be assessed a civil penalty of \$500.00 for each violation and for each repeat violation, a civil penalty of \$750.00.

**5.11.8 Repealer.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**5.11.9 Severability Clause.** If any section, provision, or other part of this ordinance shall be adjudged invalid or unconstitutional, said adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or other part thereof not adjudged invalid or unconstitutional.

Adopted by the Board of Supervisors on this 20th day of July, 2021.

BUENA VISTA COUNTY BOARD OF SUPERVISORS

/s/ Kelly Snyder, Chairman.....Attest: Susan K. Lloyd, County Auditor

(1<sup>st</sup> Reading approved June 22, 2021, 2<sup>nd</sup> Reading approved July 06, 2021, 3<sup>rd</sup> Reading approved July 20, 2021)

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Brian Waldstein in Section 11 Lee Township. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign **Resolution #2021-07-20-A** Minor S/D for Brian Waldstein in Section 11 Lee Township. Carried.

**RESOLUTION 2021-07-20-A**

**WHEREAS** Brian Waldstein has presented has presented preliminary and final plats (of survey) on the following described property:

**DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE ¼ NW ¼) OF SECTION 11, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;**

Commencing at the Northeast (NE) corner of the Northwest Quarter (NW ¼) of said Section 11; Thence on a previously recorded bearing of North 90° 00' 00" West, along the North line of said Northwest Quarter (NW ¼), 677.00 feet to the Point of Beginning. Thence continuing North 90° 00' 00" West, along said North line, 48.00 feet; Thence South 00° 11' 00" East, 551.05 feet; Thence South 90° 00' 00" East, 190.00 feet; Thence North 00° 11' 00" West, 170.00 feet; Thence North 90° 00' 00" West, 142.00 feet; Thence North 00° 11' 00" West, 381.05 feet to the Point of Beginning.

Hereafter known as Lot D of Section 11, Township 93 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 1.16 acres and is subject to all easements of record.

**WHEREAS**, the 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:**

**DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE ¼ NW ¼) OF SECTION 11, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;**

Commencing at the Northeast (NE) corner of the Northwest Quarter (NW ¼) of said Section 11; Thence on a previously recorded bearing of North 90° 00' 00" West, along the North line of said Northwest Quarter (NW ¼), 677.00 feet to the Point of Beginning. Thence continuing North 90° 00' 00" West, along said North line, 48.00 feet; Thence South 00° 11' 00" East, 551.05 feet; Thence South 90° 00' 00" East,

190.00 feet; Thence North 00° 11' 00" West, 170.00 feet; Thence North 90° 00' 00" West, 142.00 feet; Thence North 00° 11' 00" West, 381.05 feet to the Point of Beginning. Hereafter known as Lot D of Section 11, Township 93 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any: None

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

**DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE ¼ NW ¼) OF SECTION 11, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;**

Commencing at the Northeast (NE) corner of the Northwest Quarter (NW ¼) of said Section 11; Thence on a previously recorded bearing of North 90° 00' 00" West, along the North line of said Northwest Quarter (NW ¼), 677.00 feet to the Point of Beginning. Thence continuing North 90° 00' 00" West, along said North line, 48.00 feet; Thence South 00° 11' 00" East, 551.05 feet; Thence South 90° 00' 00" East, 190.00 feet; Thence North 00° 11' 00" West, 170.00 feet; Thence North 90° 00' 00" West, 142.00 feet; Thence North 00° 11' 00" West, 381.05 feet to the Point of Beginning.

Hereafter known as Lot D of Section 11, Township 93 North, Range 36 West of the 5<sup>th</sup> 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 July, 2021.

/s/ Kelly Snyder, Chairman, Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 7/6/21 as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: May NWIPDC Policy Council minutes, June BV County Landfill Commission minutes, November 2020-May 2021 VA Commission minutes, FY'20 BV County Audit Report, and 2021 Continuing Disclosure Document by Northland Securities. Carried.

Treasurer Danelle Haberman presented the semi-annual report, ending June 30, 2021. Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the **Treasurer's Semi-Annual Report** for June 30, 2021, and to authorize the publication in the newspapers. Carried.

Treasurer Danelle Haberman asked the Board about recognizing long-term employees with a **certificate of appreciation**, and whether the Board would consider doing this in the future. Haberman stated that several years past, employees were recognized for their many years of service. The consensus of the Board was to leave this up to the Department Head, if they wanted to recognize their employees for their years of service.

**Hear the Public:** County Attorney Paul Allen informed the Board that he has received a **resignation** from Justin Hall, so he will be down to two attorneys. Allen has been advertising for one position, and now there will be two positions. Allen stated that there is a shortage of new attorneys due to COVID, as there were interruptions with the bar exam last year. Allen mentioned that both Dickinson and Plymouth were hiring as well.

Huseman stepped out of the meeting at 9:35 a.m.

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

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the Jt. DD #22 claim for the Pilot Tribune for a notice of hearing publication, in the amount of \$39.20. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the Jt. DD #22 claim for The Daily Reporter for a notice of hearing publication, in the amount of \$114.51. Carried.

Motion by Ringgenberg, second by Altena, to approve the fireworks permit for Rick Glienke, for August 7, 2021, with Glienke being responsible for all safety and liability. Carried.

Huseman came back to the meeting at 9:41 a.m.

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

IDDA Executive Director John Torbert presented information about the Iowa Drainage District Association. Torbert reviewed what the IDDA had been working on the last few years and urged the board to join the association again. The board thanked him for coming, updating them on the IDDA, and answering questions.

Architect William Ludwig, William J. Ludwig & Associates, Ltd., presented a request to the Board for American Rescue Plan Act (ARPA) Funds from the county, to be used for developing a sewer system for the Bel Air housing development, Massop Property. John & Karen (Massop) Keenan were also present for the discussion. Ludwig showed maps of the proposed development, and requested that the Board consider paying for the sanitary sewer system for the area from ARPA Funds. The estimated cost of the sanitary sewer system is \$916,250. Ringgenberg informed Ludwig and Keenans that a committee has been formed, with several department heads and two supervisors, who will be discussing possible uses of the ARPA Funds. Ringgenberg stated that the committee was planning to meet for the first time on Monday, so no processes and guidelines have been established as of now. Ludwig stated that there is a high demand for housing, and this development is an 18-million-dollar project for 172 total units. Ludwig stated that they were also going to talk to the City of Lakeside.

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 10:37 a.m. until Tuesday, July 27 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-SECOND MEETING, 2021 SESSION (32)  
JULY 27, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 27, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Engineer Bret Wilkinson asked the Board if they wanted to make any changes to the **county farm leases**. The county currently has cash rent for the Whitney Pit and crop share for the Hayes Pit. The consensus of the Board was to leave the Hayes Pit crop share as is, with no changes. Wilkinson stated that he sent the current cash rent farm lease for the Whitney Pit to County Attorney Paul Allen, to review. Merten commented that if there was going to be any changes to the lease, the current lease would have to be terminated by the end of August. Wilkinson stated that Allen is reviewing the lease and will suggest changes to the verbiage.

**Secondary Roads Report:** They are still hauling gravel, mowing, and working on cross-road culverts; the road pullup on 230<sup>th</sup> Ave. is almost done; Wilkinson stated that RAGBRAI went pretty good at Alta, and traveling on BV County roads.

The Chair opened the public hearing for the first **FY'22 budget amendment**. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Merten, second by Ringgenberg, to close the public hearing. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **FY'22 budget amendment** as published, to authorize the Chair to sign the Budget Amendment certification, and to approve the following appropriations:

Increase activity	1000	ARPA Fund (0033)	Dept 59	\$200,000
Increase activity	1520	ARPA Fund (0033)	Dept 59	\$10,000
Increase activity	3040	ARPA Fund (0033)	Dept 59	\$100,000
Increase activity	3110	ARPA Fund (0033)	Dept 59	\$30,000
Decrease activity	3300	General Basic Fund (0001)	Dept 98	-\$5,000
Decrease activity	3400	General Basic Fund (0001)	Dept 98	-\$13,396
Decrease activity	3410	General Basic Fund (0001)	Dept 98	-\$36,000
Decrease activity	6120	Rural Basic Fund (0011)	Dept 98	-\$3,500
Decrease activity	6310	General Basic Fund (0001)	Dept 98	-\$8,762
Decrease activity	6320	General Basic Fund (0001)	Dept 98	-\$55,250
Increase activity	6110	General Basic Fund (0001)	Dept 22	\$80,000
Increase activity	6320	ARPA Fund (0033)	Dept 59	\$50,000
Increase activity	9010	ARPA Fund (0033)	Dept 59	\$100,000
Increase activity	9100	ARPA Fund (0033)	Dept 59	\$400,000
Increase activity	0210	CLAT Fund (0027)	Dept 22	\$150,000
Increase activity	0220	COVID Fund (0032)	Dept 58	\$173,168
Increase activity	0220	ARPA Fund (0033)	Dept 59	\$1,015,477
Increase activity	0220	Capital Projects Loan (1520)	Dept 22	\$353,617 Carried.

Cara Elbert, NW IA Planning, was present for her appointment virtually, to review the bids that were received for the North Raccoon River Watershed project. Also present virtually was Engineer Lou Wehrspann, WHKS, and Engineer Kevin Griggs, EOR Engineering. Twelve bids were received on the project: B & S Tiling & Excavation, Lake City, IA (\$757,993.00), Healy Excavating, Lake View, IA (\$881,176.50), Reding's Gravel & Excavating Co., Algona, IA (\$891,625.00), H & H Construction & Development, LLC, Miles, IA (\$903,109.00), Bedrock Gravel, Inc., Schleswig, IA (\$929,063.30), Anderson Drainage & Excavation, Rutland, IA (\$931,581.00), Mount Farm Drainage, LLC, Riverton, IA (\$956,134.84), BD Construction Services, LLC, Spencer, IA (\$968,836.60), McCarty Custom Inc., Linn Grove, IA (\$982,105.00), Schmillen Construction, Inc., Marcus, IA (\$1,099,447.50), Horizon Building Services, LLC, Council Bluffs, IA (\$1,102,795.00), and Fenton Construction, Inc., Sioux City, IA (\$2,477,045.00). The bids were all checked for errors, and those that were found, didn't change the low bid on the project. The engineers recommended that the Board accept the low bid from B & S Tiling & Excavation, Lake City, IA. Motion by Huseman, second by Altena, to accept the low bid of B & S Tiling

& Excavation, Lake City, IA, in the amount of \$757,993.00, for the four **North Raccoon River Watershed** projects, and to authorize the Chair to sign the contracts, when they available. Carried.

Env Health/Zoning Director Kim Johnson prepared a letter for the Board to sign and send to the City of Albert City, terminating the contract with them for zoning, effective November 1, 2021. Johnson informed the Board that the City of Albert City pays BV County \$2,500/year for the contracted services. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the letter to the **City of Albert City**, terminating the contract with them for zoning services, effective November 1, 2021. Carried.

Env Health/Zoning Director Kim Johnson presented the Board with various **job descriptions** for her position, and informed the Board that her last day of work would be December 17, 2021. Zoning is under the Board of Supervisors and Environmental Health is under the Board of Health. Johnson stated that the position could be split between two people, or kept together. The Board prefers keeping the two positions together. Johnson asked the Board when they would like her to advertise and get someone hired to train before she left. The consensus of the Board was to develop a job description and advertise, accepting applications beginning September 1. Johnson stated that the flood plain needs to be updated, zoning ordinances updated, and the comp plan updated.

Conservation Director/Weed Commission Greg Johnson gave department updates to the Board. **Weed Department**: Johnson stated that 951 miles of county roads have been sprayed, with another 21 spray days, they hope to be done. The DOT contract for spraying along the State roads is done. Johnson stated that there were three weed complaints this year. **Conservation Department**: They have been busy. The South Shelter is now open. Johnson stated that the Cabin and Lodge are booked every weekend until the middle of October. Johnson informed the Board that they are waiting for the power box to arrive for the Linn Grove Campground, and he hopes they can open there August 1. **Linn Grove Dam Project**: Johnson stated that the project will be going out for bid in December, with mobilization in the Spring, with a completion time frame of April-June, 2023, which will be four years from the declaration of the disaster. Johnson stated that 85% of the total cost will be reimbursed, and he is also looking at a couple of grants. Johnson informed the Board that once costs have been obligated, it can be submitted to FEMA for reimbursement, that we don't have to wait until the whole amount has been spent. **Bait Shop**: They have been busy at the Bait Shop in Linn Grove.

County Attorney Paul Allen reviewed the economic development application that he prepared, to be sent out to the private non-profit organizations that requested funds from the county. The application must show what the public purpose is and how the organization would qualify as economic development for the county. Motion by Merten, second by Ringgenberg, to approve the **economic development application**, to be sent out to the private non-profit organizations that were requesting funds from the county, with a deadline to submit them to the county by September 10, for the Supervisors to review at their meeting on September 14. Carried.

Motion by Merten, second by Huseman, to approve the **minutes** of 7/20/21 as corrected, and the following **reports**: Quarterly Recorder's Report of Fees Collected (Apr-June), June Conservation Board minutes, June NWIPDC Policy Council minutes, June NWIPDC Transportation Policy Committee minutes, NW IA YES Center June & July financials, June VA Commissioner meeting minutes. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **DD #101 Application for Payment #1** for McCarty Custom, Inc., in the amount of \$4,676.40, for cleanout and repairs. Carried.

Motion by Huseman, second by Altena, to accept the Assessor's recommendation for allowance of the **2021 Homestead/Military Credit List**, the **2021 Disabled Veterans Homestead Credit List**, the **2021 Business & Property Tax Credit List (BPTC)**, and the disallowance lists of sixteen **2021 Homestead Tax Credits**, as per Iowa Code Section 425.3. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Jt. DD #22** allocation claim to the Clay County Revolving Drainage Fund, in the amount of \$3,314.00. Merten stated that he doesn't agree with Clay County charging all of the joint drainage districts an amount to help pay their IDDA dues. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **Jt. DD #14-42** allocation claim to the Clay County Revolving Drainage Fund, in the amount of \$2,208.00. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **Jt. DD #16-30-92** claim to Sac County, for June work orders, in the amount of \$1,050.00. Carried.

**Supervisor Meeting Reports:** Ringgenberg updated the Board on the ARPA Committee meeting that she attended.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 11:50 a.m. until Tuesday, August 3 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-THIRD MEETING, 2021 SESSION (33)  
AUGUST 3, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 3, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Engineer Bret Wilkinson presented a Supplemental Agreement for Final Design for Bridge #720, over the Little Sioux River in Linn Grove, with Calhoun-Burns & Associates, Inc. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the Supplemental Agreement for Final Design for **Bridge #720**, over the Little Sioux River in Linn Grove, with Calhoun-Burns & Associates, Inc. Carried.

**Secondary Roads Report:** They have finished grading by the south county line, and moved to 30<sup>th</sup> Ave. working on shoulder pull-up; they are working on crossroad culverts, gravel hauling, and the mowers are still going; Wilkinson stated that he is looking at trucks, for the following FY'23 budget; Wilkinson has talked to Caterpillar about rebuilding a couple motor graders, but the price is high enough, that the county wouldn't save much, based on the government discount on a new purchase.

Motion by Ringgenberg, second by Merten, to approve the **minutes** of 7/27/21 as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: June Board of Health minutes and July Public Health Administrators Report. Carried.

**Supervisor Meeting Reports:** Ringgenberg informed the Board that Public Health would like to have the room that Catholic Charities has been using for several years. Auditor Lloyd will contact them to see if the room is still needed, and if so, maybe another location in a county building could be used; Merten attended a Rolling Hills Governance Board meeting

Engineer Evan Del Val, ISG, was present virtually for his appointment. Del Val presented a request to have the Board sign a letter of intent for county representation and inspection services for the Heartland Greenway System project. Del Val stated that this is a new proposed pipeline, that would be transporting liquified carbon dioxide from ethanol plants to a sequestration site in Illinois. The Iowa Utilities Board has not issued a permit yet, but Del Val would like to be ahead on this project, and be ready to work with the pipeline when they are ready to have public hearings and meeting with landowners. Del Val informed the Board that all costs associated with these services will be paid for by the Pipeline, and that BV County will act as a pass-through agent, the same as they did for the Dakota Access Pipeline project. If the Iowa Utility Board denies the permit, the letter of intent would be considered null and void. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign a letter of intent for county representation and inspection services with ISG for the **Heartland Greenway System project.** Carried.

County Attorney Paul Allen was present for his appointment. Motion by Ringgenberg, second by Altena, to go into **closed session** (at 9:45 a.m.) under Chapter 21.5(1)(c) of the 2021 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, Snyder. Motion carried.

Motion by Ringgenberg, second by Huseman, to go out of **closed session** at 10:27 a.m. Carried.

Treasurer Danelle Haberman and Deputy Treasurer Tami Tendal presented an amended semi-annual report for 6/30/2021 to the Board. Haberman stated that a transfer was posted incorrectly, which changed the balance in the General Basic and Conservation Land Acquisition Trust Funds. Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **Treasurer's Semi-Annual Report, as amended,** for June 30, 2021, and not publishing in the papers again since the bottom line did not change. Carried.

Treasurer Danelle Haberman and Deputy Treasurer Tami Tendal presented information on a mobile home that was located on West 8<sup>th</sup> Street in Storm Lake, that was dismantled and removed in 2008, but is still in the data base. Haberman located paperwork that began in 2008 and continued to 2015 for abating the taxes, but then the process fell through the cracks, and nothing happened. The parcel has been continuing to accumulate taxes, and as of today, the amount owed is \$3,658. Tendal stated that she has tried to send mailings to the previous owner, but to no avail. Haberman stated that the mobile home was dismantled in 2008, and since then another trailer has been placed on the site, and the current owner is up to date on all of the taxes associated with the new trailer. Haberman is requesting the Board to abate the taxes on the mobile home that has been dismantled and removed from the location on West 8<sup>th</sup> Street in Storm Lake. Motion by Huseman, second by Merten, to remove **mobile home** #SK15587 from the Treasurer's data base, and abate all taxes and interest of \$3,658.00 on the mobile home, that was located on West 8<sup>th</sup> Street in Storm Lake. Carried.

Motion by Huseman, second by Ringgenberg, to accept the **letter of resignation** from Env Health/Zoning Director Kim Johnson, effective 12/17/2021, as Johnson is retiring. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried.



There being no further business, motion by Merten, second by Ringgenberg, to adjourn the meeting at 10:44 a.m. until Thursday, August 5 at 10:00 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-FOURTH MEETING, 2021 SESSION (34)  
AUGUST 5, 2021**

The Buena Vista County Board of Supervisors met in special session on Thursday, August 5, 2021 at 10:00 A.M. in the Boardroom with Chairman Snyder 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: Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

County Attorney Paul Allen was present for his appointment. Motion by Merten, second by Ringgenberg, to go into **closed session** (at 10:00 a.m.) under Chapter 21.5(1)(c) of the 2021 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, Snyder. Motion carried.

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

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 10:30 a.m. until Tuesday, August 17 at 8:30 a.m. for a regular session. Carried. (no meeting is scheduled for August 10)

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
AUGUST 10, 2021  
NO MEETING**

No meeting

**BOARD OF SUPERVISORS MEETING  
THIRTY-FIFTH MEETING, 2021 SESSION (35)  
AUGUST 17, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 17, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Altena, to **amend today's agenda**, adding a Minor S/D for Bay Breeze, LLC, for an action item. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried.

Motion by Merten, second by Huseman, to approve the **utility permit** for Iowa Lakes Regional Water, Spencer, IA, for the accommodation of a water line, boring under 88<sup>th</sup> Ave. in Section 5 of Barnes Township, to provide service to 4239 88<sup>th</sup> Ave. Carried.

Motion by Ringgenberg, second by Merten, to approve the **utility permit** for Cherokee Rural Water, Cherokee, IA, to bore under 60<sup>th</sup> Ave., between Sections 1 and 2 of Maple Valley Township, ½ mile north of C63. Carried.

Engineer Bret Wilkinson informed the Board that he will have two retirements, one in December, and another one in February. Wilkinson would like to advertise now, to get someone hired, getting them familiar with a dump truck before plowing snow. Motion by Ringgenberg, second by Merten, to approve and authorize Engineer Wilkinson to advertise for an **E01 position**, in order to get someone hired and trained prior to plowing snow. Carried.

**Secondary Road Report:** They are still working on entrances and crossroad culverts; the dirt crew is finishing pullup on 30<sup>th</sup> Ave.; Wilkinson stated that the railroad has requested the county to clear trees at the M54 railroad crossing, for safety reasons; material is in, so the crew will be working on the gravel road by Albert City, to help with the soft roads and dust control; there is a hole on C29 west of Albert City. Wilkinson stated that there is a problem with a tile, right along the edge of the pavement, 10' deep. Wilkinson stated that it is a drainage district tile, so he is working with Drainage Engineer Brian Blomme; the department still has sand and gravel to haul before winter.

Env Health/Zoning Director Kim Johnson reviewed her job description, with the changes that were made, and asked the Board if there were any other changes they wanted to make. Motion by Merten, second by Altena, to approve and authorize the Chair to sign off on the job description for the **Env Health/Zoning Director position**, pending approval by the Board of Health. Carried.

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Bay Breeze, LLC, in Section 19 Washington Township. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign **Resolution #2021-08-17-A** Minor S/D for Bay Breeze, LLC, in Section 19 Washington Township. Carried.

**RESOLUTION 2021-08-17-A**

**WHEREAS** Bay Breeze LLC has presented has presented preliminary and final plats (of survey) on the following described property:

**DESCRIPTION LOT L**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE ¼ NE ¼) OF SECTION 19, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;**

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE ¼) of said Section 19; Thence North 00° 00' 00" East, along the East line of said Northeast Quarter (NE ¼), 837.00 feet to the Northeast (NE) corner of Lot J in said Section 19, being also the Point of Beginning. Thence continuing North 00° 00' 00" East, along said East line, 114.40 feet; Thence North 58° 49' 05" West, 58.45 feet to the West line of the public roadway; Thence North 69° 22' 24" West, 137.62 feet; Thence South 79° 22' 12" West, 72.24 feet; Thence South 89° 44' 09" West, 281.95 feet to the West line of previously described parcel which appears of record as document number 162141 in the office of the Buena Vista County Recorder; Thence South 00° 00' 00" West, along said West line, 216.45 feet to the North line of Lot K; Thence South 90° 00' 00" East, along said North line, 211.24 feet to the West line of Lot J; Thence North 00° 00' 00" East, along said West line, 37.94 feet to the North line of said Lot J; Thence North 90° 00' 00" East, along said North line, 320.50 feet to the Point of Beginning.

Hereafter known as Lot L in Section 19, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 2.30 acres and is subject to all easements of record.

**WHEREAS**, the final plats meet with the approval of the Board subject only to the following if any: Access Easement of Record shown in Plat of Survey dated August 8, 2018 by J. Scott Shevel, Licensed Land Surveyor, filed as Document No. 182120 in the Buena Vista County Recorder's Office. Said Easement grants an ingress/egress to Lot K over and across the existing driveway in Lot L.

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

**DESCRIPTION LOT L**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE ¼ NE ¼) OF SECTION 19, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;**

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE ¼) of said Section 19; Thence North 00° 00' 00" East, along the East line of said Northeast Quarter (NE ¼), 837.00 feet to the Northeast (NE) corner of Lot J in said Section 19, being also the Point of Beginning. Thence continuing North 00° 00' 00" East, along said East line, 114.40 feet; Thence North 58° 49' 05" West, 58.45 feet to the West line of the public roadway; Thence North 69° 22' 24" West, 137.62 feet; Thence South 79° 22' 12" West, 72.24 feet; Thence South 89° 44' 09" West, 281.95 feet to the West line of previously described parcel which appears of record as document number 162141 in the office of the Buena Vista County Recorder; Thence South 00° 00' 00" West, along said West line, 216.45 feet to the North line of Lot K; Thence South 90° 00' 00" East, along said North line, 211.24 feet to the West line of Lot J; Thence North 00° 00' 00" East, along said West line, 37.94 feet to the North line of said Lot J; Thence North 90° 00' 00" East, along said North line, 320.50 feet to the Point of Beginning.

Hereafter known as Lot L in Section 19, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any: Access Easement of Record shown in Plat of Survey dated August 8, 2018 by J. Scott Shevel, Licensed Land Surveyor, filed as Document No. 182120 in the Buena Vista County Recorder's Office. Said Easement grants an ingress/egress to Lot K over and across the existing driveway in Lot L.

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

**DESCRIPTION LOT L**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE ¼ NE ¼) OF SECTION 19, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;**

Commencing at the Southeast (SE) corner of the Northeast Quarter (NE ¼) of said Section 19; Thence North 00° 00' 00" East, along the East line of said Northeast Quarter (NE ¼), 837.00 feet to the Northeast (NE) corner of Lot J in said Section 19, being also the Point of Beginning. Thence continuing North 00° 00' 00" East, along said East line, 114.40 feet; Thence North 58° 49' 05" West, 58.45 feet to the West line of the public roadway; Thence North 69° 22' 24" West, 137.62 feet; Thence South 79° 22' 12" West, 72.24 feet; Thence South 89° 44' 09" West, 281.95 feet to the West line of previously described parcel which appears of record as document number 162141 in the office of the Buena Vista County Recorder; Thence South 00° 00' 00" West, along said West line, 216.45 feet to the North line of Lot K; Thence South 90° 00' 00" East, along said North line, 211.24 feet to the West line of Lot J; Thence North 00° 00' 00" East, along said West line, 37.94 feet to the North line of said Lot J; Thence North 90° 00' 00" East, along said North line, 320.50 feet to the Point of Beginning.

Hereafter known as Lot L in Section 19, Township 91 North, Range 37 West of the 5<sup>th</sup> 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 August, 2021.

/s/ Kelly Snyder, Chairman Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Env Health/Zoning Director Kim Johnson discussed with the Board, the ad to be placed for her position, and when they would like the applications due. The consensus was to have all applications for the **Env Health/Zoning Director position** due back September 15, 2021.

Motion by Huseman, second by Ringgenberg, to approve the **minutes** of 8/3/21 and 8/5/21, as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: July Sheriff's Report, July Federal Inmate Billings, August Central Iowa Juvenile Detention Center Commission Minutes, Matt & Leah Schimmer letter, July BV Solid Waste Commission Minutes, August Safety Meeting Minutes, and T.P. Anderson engagement letter. Carried.

**Hear the Public:** Merten talked about a text he had received, regarding the City of Storm Lake Council Meeting and the discussion of the Iowa Lakes Corridor, and whether the funding was tied to the County.

Motion by Ringgenberg, second by Huseman, acknowledging receipt of a letter from Matt & Leah Schimmer, asking the Board to deny the use of COVID Relief Funds to pay for the sewer costs of the proposed **Massop Property development**. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **Cyber Security Application** for ICAP. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **letter of support** for the City of Storm Lake's FEMA grant application. Carried.

**Hear the Public:** Tim Humes stopped in to inform the Board that his little pond is dried up. Humes stated that he has talked to Gordy at NRCS and Conservation Director Greg Johnson, to see if he could barter, to dig out dirt, making the pond deeper. The pond is located on 440<sup>th</sup> St., south of Sioux Rapids. Humes stated that the last time the pond was dry was 15 years ago. Humes stated that it is a 2.3-acre pond, and if 2'-3' of soil could be dug out, maybe it could be used along the gravel roads. He also mentioned that he is still in favor of a zip line at the BV County Park.

CEO Shannon Landauer, **Iowa Lakes Corridor**, introduced herself to the Board, and updated them on what is going on with the Corridor. Landauer stated that their budget is set, and she is working on the new funding application for the county, to request economic development funds. The Board discussed the proposed Massop Property development, and asked Landauer to take a look at the area, and see if the Corridor could assist with the development.

Dale Sorenson discussing the problems with **Queen Anne's Lace**, and brought in samples, showing how long the roots are, and stated how hard it is to get rid of. Sorenson stated that something needs to be done, that the weed is taking over the ditches, and he digs out a ¼ mile on M36 all of the time. Conservation Director/Weed Commissioner Greg Johnson stated that Queen Anne's Lace used to be a noxious weed, but it is no longer on the noxious weed list. Johnson has asked other counties across the state, to see if anyone is actively spraying Queen Anne's Lace, and nobody is. Johnson stated that there is a new chemical, but it hasn't been authorized for use in roadside spraying yet, but it is on their radar.

**Supervisor Meeting Reports:** Snyder and Huseman attended the INREC/Des Moines Lobe Wetland Initiative meeting last week; Merten will be attending the Rolling Hills Region meeting tomorrow.

There being no further business, motion by Merten, second by Ringgenberg, to adjourn the meeting at 10:45 a.m. until Tuesday, August 31 at 8:30 a.m. for a regular session. Carried. (No meeting is scheduled for August 24)

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
AUGUST 24, 2021  
NO MEETING**

No meeting

**BOARD OF SUPERVISORS MEETING  
THIRTY-SIXTH MEETING, 2021 SESSION (36)  
AUGUST 31, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 31, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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: Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Huseman, second by Ringgenberg, to **amend today's agenda**, adding two action items: 2021 CDBG contract for Rembrandt Enterprises transportation grant funding and Acknowledgement of Environmental Review Requirements regarding the 2021 CDBG Career Link Award (21-CRLET-005), and a correction to the minutes of 4/13/2021. Carried.

Engineer Bret Wilkinson presented the contract from B & S Tiling for the North Raccoon River Watershed Project, which is ready for the Chair to sign. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the contract for B & S Tiling for the **North Raccoon River Watershed Project**. Carried.

**Secondary Road Report**: Wilkinson stated that half of the road, up by Albert City, is finished with placement of the mix material. They will try and get it finished this week; they are still mowing, spot graveling, working on culverts, and installing driveways; Wilkinson attended ISAC last week; they have gravel and sand to haul, and brush removal to be done this fall; Wilkinson has placed the ad for and E01 position.

Motion by Ringgenberg, second by Merten, to approve the **minutes** of 8/17/21, as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: July Conservation Board minutes and July NW IA YES Center Board minutes. Carried.

**Supervisor Meeting Reports**: Snyder attended the ISAC meeting last week. Snyder also presented a letter he received from Mark Benson and Chuck Benson, that was sent to Steve Bloom, regarding Bloom's hog operation, south of Marathon. Bensons state that they had tile blowouts on their farm ground, and when the contracted tiler came to repair the tile, it was discovered that the tiles were plugged by hog manure. Bensons are asking Bloom to store and spread the manure in a manner which will keep this from occurring in the future.

Motion by Huseman, second by Merten, to **void and reissue** check #311303, issued to Jessica Haubrich, issued 7/6/2021 in the amount of 58.24, as it has been lost. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **DD #101 Application for Payment #2** for McCarty Custom, Inc., in the amount of \$18,252.23, for cleanout and repairs. Carried.

Drainage Engineer Brian Blomme presented information to the Board from the August 12<sup>th</sup> meeting he attended with IDALS and Iowa Nutrient Research & Education Council (INREC). The idea discussed was to create a tile zoned wetland, which is a nutrient reduction wetland. Blomme stated that the construction would be funded 100% by IDALS and State funds. If the wetland is installed by the landowner, then engineering costs are covered also. Blomme stated that this process takes part of the water out of the tile system, treats it, and then the water is placed back in the tile. This process is less costly than the CREP wetland. Blomme would like to bring the landowners together to see if they are interested in installing a tile zoned wetland. Blomme stated that there are 19 potential sites, 15 of which are feasible, and the remaining 4 are questionable whether they would be efficient. Blomme is requesting the Board to allow him to use the Drainage Department letterhead, to send out invitations to the landowners to attend a meeting with IDALS, to receive this information. Motion by Ringgenberg, second by Merten, to allow the use of the Drainage Department letterhead, to send out invitations to landowners, to attend a meeting with IDALS, to receive information about **tile zoned wetlands**. Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the 2021 CDBG contract for Rembrandt Enterprises transportation grant funding and Acknowledgement of Environmental Review Requirements regarding the **2021 CDBG Career Link Award (21-CRLET-005)**. Carried.

Cara Elbert, NW IA Planning & Development, informed the Board that at their public hearing, held 4/13/2021, for the CDBG Career Link Grant, the community development housing needs assessment adoption was not listed in the minutes. Motion by Ringgenberg, second by Merten, to correct the minutes of 4/13/2021, adding, during the public hearing for the CDBG Career Link Grant, that the **Community Development Housing Needs Assessment** was adopted and can be listed under the applicant/recipient disclosure form update. Carried.

Motion by Ringgenberg, second by Huseman, to approve payment to Christian Bros. Excavating L.C., for invoice #5868 on work order #BV-01-2021 for \$2,845.00, for **DD #34** beaver dams and debris removal in Section 8 of Poland Township. Carried.

County Attorney Paul Allen was present for his appointment. Motion by Huseman, second by Ringgenberg, to go into **closed session** (at 9:45 a.m.) under Chapter 21.5(1)(c) of the 2021 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, Snyder. Motion carried.

Motion by Ringgenberg, second by Merten, to go out of **closed session** at 10:24 a.m. Carried.

**Hear the Public:** CEO Shannon Landauer, Iowa Lakes Corridor, stopped in to introduce Nick Bowdish and Mike Kinley to the Board. Bowdish and Kinley are partners developing Platinum Crush, LLC, the second modern soybean processing facility in the state. Bowdish stated that this is a \$350,000,000 project they want to build in BV County. The business would employ 50-60 people. The land being considered for the project needs to be rezoned from ag to industrial. Bowdish stated that they would like to break ground late this year, with a 2-year construction process, to be up and running in the spring of 2024. The project would be built in Section 31 Washington Township, and would be 420 acres.

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 11:10 a.m. until Tuesday, September 14 at 8:30 a.m. for a regular session. Carried. (No meeting is scheduled for September 7)

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SEPTEMBER 7, 2021  
NO MEETING**

No meeting

**BOARD OF SUPERVISORS MEETING  
THIRTY-SEVENTH MEETING, 2021 SESSION (37)  
SEPTEMBER 14, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 14, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Merten, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting. Absent: Huseman.

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

Motion by Ringgenberg, second by Altena, to **approve the agenda**. Carried.

Motion by Ringgenberg, second by Merten, to approve the **utility permit** for Alliant Energy, Spirit Lake, IA, to extend the life of the overhead line along 230<sup>th</sup> Ave/N14 and 510<sup>th</sup> St./C29, in Section 35 Fairfield Township, from 470<sup>th</sup> St. to the southern city limits of Albert City. Carried.

Engineer Wilkinson presented a **utility permit** for Northwest Telephone Coop, to place fiber optics from Pocahontas County, along 510<sup>th</sup> St., in BV County, to the east side of Albert City. The utility company wants to place two structures in the shoulder, and Wilkinson and the supervisors are concerned about this being placed in the shoulder of the road. Wilkinson will contact Pocahontas County to see if they are going to approve the permit. The consensus of the Board was to table this permit request, and to have Wilkinson notify them to either resubmit or modify their request.

**Secondary Road Report:** They are still mowing, working on driveways, and crossroad culverts; there was an accident with a truck and trailer, with both units likely to be totaled; Wilkinson has asked for a quote for a trailer, for replacement of the 3-year old trailer; the small fuel tanks have been installed; Wilkinson is looking into the RISE funding on the soybean crush proposed location; Wilkinson stated that the crew is back to their regular schedule, the four 10-hour days ended prior to Labor Day.

County Attorney Paul Allen informed the Board that he received an application from an individual that has graduated from Creighton, and has passed the Nebraska State Bar, and is applying for the Iowa State Bar. Allen requested that the Board allow hiring the applicant as a law clerk, pending admission to the Iowa State Bar, with a salary of \$55,000 salary. Motion by Ringgenberg, second by Merten, to approve the request of the County Attorney to hire a **law clerk**, pending the admission to the Iowa State Bar, at a salary of \$55,000. Carried.

County Attorney Paul Allen was present for his possible closed session appointment. It was determined that a closed session was not needed. Motion by Merten, second by Altena, to approve the firm that is representing the county in the **Opioid lawsuit**, to sign off on our behalf. Carried.

County Attorney Paul Allen was present for the Board's discussion of the new private non-profit applications for FY'22 funding. Motion by Merten, second by Ringgenberg, to table the request of **Elderbridge**, pending further review. Carried. Motion by Merten, second by Altena, to table the request of **RIDES**, as they are requesting to contract for a subsidy for a service. Carried. Motion by Merten, second by Ringgenberg, to deny this current request of the **BV Soil & Water Conservation District**, and ask them to resubmit a contract for each educational program. Carried. Motion by Ringgenberg, second by Altena, to approve the request from **Western Iowa Tourism**, as it qualifies for economic development, as they generate tourism through their marketing activities, such as participation in events, on social media, as well as brochures, advertising and networking with their peers. Carried. Motion by Merten, second by Ringgenberg, to approve the request from NW IA Regional Housing Trust Fund's application, as the funds are used for their local match, to maintain housing, which will contribute to economic retention of workers



and work done, and to authorize the Chair to sign the sign the FY'22 pledge letter to **NW IA Regional Housing Trust Fund, Inc.** in the amount of \$6,846. Carried. Motion by Ringgenberg, second by Altena, to deny the funding request from **CAASA**, as it needs to be a contract for services, rather than a request for funds for economic development. Carried. Motion by Merten, second by Ringgenberg, to approve the funding application from **Storm Lake United**, as it qualifies for economic development, in the amount of \$25,000, denying the additional \$5,000 that was requested. Carried. Motion by Ringgenberg, second by Merten, to approve the funding application for Iowa Lakes Corridor, in the amount of \$30,000, as it qualifies for economic development. Carried. Motion by Ringgenberg, second by Altena, to approve the application for the **Thresherman & Collectors Association**, as they preserve history, and are treated the same as a local historical society, and qualify for funding. Carried. No new application requests have been received from Upper Des Moines Opportunity, Ready Set Grow, or the Family Crisis Center.

Bob Adams, **Globe Life Family Heritage Division**, presented a request to contact employees regarding accident, cancer, heart, and ICU policies that are available. Adams stated that they do not do payroll deductions, the premiums are post-tax, as they have a return of premium feature after 25 years. (Altena left the meeting at 10:40 a.m.) The Board informed Adams that normally companies are allowed to meet with employees once a year to sign up. Chairman Snyder informed Adams that he would bring this up to the Department Heads at their next meeting, to see if they would mind if Adams came in prior to the May-June normal sign-up time.

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

Sheriff Kory Elston, Chair of the Courthouse Security Committee was present for his appointment. Motion by Ringgenberg, second by Merten, to go into **closed session** (at 10:55 a.m.) under Chapter 21.5(1)(a) of the 2021 Code of Iowa, to review or discuss records which are required or authorized by state or federal law to be kept confidential or to be kept confidential as a condition for that governmental body's possession or continued receipt of federal funds. Ayes: Merten, Ringgenberg, Snyder. Motion carried. Motion by Ringgenberg, second by Merten, to go out of **closed session** at 11:20 a.m. Carried.

Action on the **Courthouse Security Plan** was tabled until the 9/28 Supervisor meeting.

EMA Director Aimee Barritt presented a request to use CARES Act Funds to purchase and AED trainer unit and an AED unit for the County Attorney's Office. Barritt stated that the cost of the AED trainer unit would be \$341.10 and the AED would be \$1,259.10, and would come from the American Red Cross. Motion by Merten, second by Ringgenberg, to approve the purchase of an **AED trainer unit** and an **AED unit** for the County Attorney's Office, in the amount of \$1,600.20, to be paid from the CARES Act Funds. Carried.

Motion by Ringgenberg, second by Merten, to approve the **minutes** of 8/31/21, as printed, today's **claims approval list** (less \$107.60 deducted from Secondary Roads credit card payment), **stamped drainage warrant register**, and wire approval list from 9/1/21, and the following **reports**: August Sheriff's Report of Fees Collected, August Sheriff's Report of Federal Inmate Billings, and September Safety Committee minutes. Carried.

Env Health/Zoning Director Kim Johnson requested that the Board set a public hearing for the Platinum Crush rezoning request, in Section 31 of Washington Township. Motion by Ringgenberg, second by Merten, to set the Public Hearing on the **Platinum Crush** rezoning request, in Section 31 of Washington Township, for September 21, 2021. at 9:00 a.m. Carried.

Motion by Merten, second by Ringgenberg, to approve the **Jt. DD #14-42 Lat 198** claim from Abel Drainage & Excavating, Inc., for \$2,455.08 for outlet repairs. Carried.

Motion by Merten, second by Ringgenberg, to approve the Jt. DD #14-42 Lat 168 claim from Abel Drainage & Excavating, Inc., for \$1,870.89 for outlet repairs. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the Official Proclamation, declaring September, 2021, as National Voter Registration Month, and Tuesday, September 28, 2021, as National Voter Registration Day. Carried.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 12:03 p.m. until Tuesday, September 21 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-EIGHTH MEETING, 2021 SESSION (38)  
SEPTEMBER 21, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 21, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to approve the agenda. Carried.

Engineer Bret Wilkinson brought the utility permit back to the Board from last week, from Northwest Telephone Cooperative Association. Wilkinson stated that he spoke with a company representative and also with Pocahontas County, about this permit. Northwest Telephone stated that they still request to be in the shoulder, and Pocahontas County will allow it. In Buena Vista County, Northwest Telephone stated that they will place the junction boxes at 90° angle back by the fence, along the right-of-way line. Wilkinson stated that the company will bore under the crossroad culverts, and he recommends approval of the permit. Motion by Merten, second by Huseman, to approve the utility permit for Northwest Telephone Cooperative Association, Havelock, to install a 24-fiber cable along the south side of 510<sup>th</sup> Street (C29), in the shoulder, in Sections 14, 23, and 24 of Fairfield Township, from Pocahontas County line west on 510<sup>th</sup> Street (C29) to 235<sup>th</sup> Ave., north to Main Street, west to elevator, for the accommodation of buried fiber optic cable. Carried.

Engineer Bret Wilkinson received a quote for a shop truck chassis, a 2022 GMC Sierra one ton pickup for \$54,613, which includes an air compressor. Wilkinson stated that this is only for the truck chassis, they will have to purchase the box separately. Motion by Ringgenberg, second by Altena, to approve the purchase of a 2022 GMC Sierra 4WD one ton pickup, which includes an air compressor, for \$54,613, for the Secondary Road Department. Carried.

Engineer Bret Wilkinson stated that the belly dump trailer was totaled, from the accident, and the insurance amount is \$46,800. The insurance company offered to allow the county to purchase the damaged trailer back for \$7,250. Wilkinson stated that a new trailer from ITM is \$51,250, and is here in

town. Wilkinson stated that a Renegade trailer, in Minnesota, is \$51,500. Motion by Huseman, second by Ringgenberg, to approve the purchase of and **ITM trailer** for Secondary Roads, for \$51,250. Carried.

Motion by Ringgenberg, second by Merten, to declare six 2,000-gallon fuel barrels, in the Secondary Road Department, as **excess property**, and to allow the Engineer to sell them. Carried.

Engineer Bret Wilkinson informed the Board that the crop is out at the Whitney Pit, and would like to clear the buildings on the land, and plug the well. Motion by Merten, second by Altena, to approve Secondary Road to remove the buildings on the county property at the **Whitney Pit site**, in Section 11 Brooke Township, and to plug the well. Carried.

**Secondary Road Report:** They have paused on mowing, but will make one more round before fall; they are working on culverts and tile repairs; they are getting ready to put the snow equipment on, in October; they have been pouring concrete in front of their buildings on Radio Road.

**Nurse Administrator Julie Sather** cancelled her appointment for today, and will reschedule.

The time arrived for the Public Hearing on the rezoning request for Platinum Crush LLC in Section 31 Washington Township. The Board moved their meeting to the Public Meeting Room. Env Health/Zoning Director Kim Johnson informed the Board that the Zoning Commission has met, and they recommend denying this rezoning request for Platinum Crush LLC, at this location, due to traffic and safety. The Chair opened the public hearing for the rezoning request for Platinum Crush LLC, in Section 31 Washington Township, with Env Health/Zoning Director Kim Johnson, County Attorney Paul Allen, Engineer Bret Wilkinson, and 52 public present. A petition was submitted to the Board from Mike Brostad and Todd Brechwald, homeowners located within 200' of the property located south of Highway 7 in Section 31 Washington Township, voicing a strong objection to the proposed rezoning request of Platinum Crush LLC. Denny Vaudt stated that he parked at the intersection of Hwy 7 and Villa Road, and counted 240 vehicles, between 7:45 a.m. and 8:00 a.m. this morning. Vaudt stated that by adding a turning lane for trucks, it only holds so many vehicles, and by adding a train, traffic stops both ways, and then adding fog or snow adds more issues. Neil Krummen suggested paving 70<sup>th</sup> Ave. to C63, and asked the Board not to shut this project down, hoping not to lock the door on this project. Dennis Jacobson stated that he lives across the road from the proposed location of the rezoning request, stating that Hwy 7 is a top road for truck traffic. Jacobson stated that nobody is against the project, but Lake Creek has one way out of their homes to Hwy 7, and he is concerned about the safety. Mike Kinley, developer of Platinum Crush, stated that Hwy 7 already has an existing traffic problem, but he looks at the challenges as an opportunity, look at what will benefit the county for 30-50 years, it will benefit many generations. Kinley stated that this is a \$370,000,000 investment. Jim Eaton stated that he lived in the area for 30 years, and there used to be 50-60 trucks using the gravel road when Hubbard was in operation. Kinley stated that the loop of railroad track has to be within 1° of the main line, trying not to congest the road with rail cars. Neal Kuehl is concerned about Little Storm Lake. Jeff Stark stated that a highway study needs to be done first before changing the zoning to industrial. Paul Havens talked about the petition submitted by Mike Brostad and Todd Brechwald, stating that they represent more than 20% of the homeowners within the same distance from the proposed location of Platinum Crush. LuAnn Jacobson stated that the railroad scares her with young families along the highway. Jacobson stated that she had emailed the IDOT and asked for a traffic study, and was told that the project wasn't far enough along. CEO Shannon Landauer, Iowa Lakes Corridor, stated that she is looking at RISE funding. Engineer Bret Wilkinson stated that the normal steps are: zoning change, then project approved, and then building. Brad Jones asked the Board to read section 2 of the Zoning Code. Mike Wilson asked if a study could be done, then site plans, then storm water, and then rezone. Dennis Vaudt asked if they have looked at other sites. Kinley stated that they had looked at other sites, but they need a good source of natural gas, they don't want to use propane. Kinley stated that this site makes the most sense, stating that they will be good partners, but as time goes by, things change. Mike Wilson asked if the Board could table this, and have studies done, then rezone. Chairman Snyder stated that the Board could table the request. Neal Kuehl asked why the plant in Pella

is different, and why they couldn't move further west of Alta. Kinley explained the difference in the plant in Pella, and stated that this location works for the railroad. Dennis Jacobson stated that he had driven past the Shell Rock facility, and it is 100% in and Industrial Park. Doug Heppner asked the Board if they had any questions. Chairman Snyder stated that he patrolled roads for many years, and knows Hwy 7 is a busy highway, but stated that this is going to be a positive role for the county. Snyder stated that he has received many phone calls in favor of this project, he knows it will bring challenges, but he wants to support the project. Gary Rosene stated that industrial isn't compatible with residential, and stated there was an ISU study that says it isn't compatible. Landauer stated that this project is a "win" for BV County, that Platinum Crush is looking at other sites in southern Iowa and outside of Iowa. Landauer stated that it isn't often you get these opportunities. Merten stated that the Hubbard plant is classified Ag, but it was before zoning. Merten stated that there are two elevators in Alta, and they ship out 2,000,000 bushels of beans, and then the cattle farmers move it back in, makes more sense to ship it three miles. Merten stated he doesn't have a problem tabling the request, but doesn't want to shut it down. Brad Strader asked if the Board would act on the Zoning Board's recommendation. Env Health/Zoning Director Kim Johnson stated that the Board can follow the Zoning Board's recommendation, reverse the recommendation, or table it. Huseman stated that he was not in favor of making a decision today, he would like to table the decision. Altena would also like to table the decision today. Merten requested Kinley to talk with the two closest landowners. Craig Fratzke asked the Board to do their due diligence, include the cost of roads, water issues, and incentives. Brad Jones stated that he hopes that the Board will have a meeting with IDOT and Lake Creek homeowners, to have all sides present. Jacobson stated that Lake Creek feels they are a target too. Motion by Huseman, second by Ringgenberg, to **close the public hearing** at 10:34 a.m. Motion by Huseman, second by Ringgenberg, to table the rezoning request of **Platinum Crush LLC** in Section 31 Washington Township, for one week. Carried.

County Attorney Paul Allen informed the Board that the **State Public Defenders Office** wants to place one attorney in the Courthouse, to be shared between Cherokee and Buena Vista Counties. Allen stated that he looked at the old I.T. office, thought that would be the best location for them. Two representatives from the State Public Defenders Office will be attending next week's supervisors meeting.

**Hear the Public:** Treasurer Danelle Haberman introduced her newest motor vehicle employee, Ashlyn Morse.

Motion by Merten, second by Ringgenberg, to acknowledge receipt of Neal Kuehl's letter, regarding **Platinum Crush LLC**. Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign a **Letter of Support** of the water trail planning grant for the Little Sioux River in Buena Vista County. Carried.

Motion by Ringgenberg, second by Altena, to set a public hearing for a **FY'22 County budget amendment** for October 26, 2021, at 9:00 a.m. Carried.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 9/14/21, as printed, and the following **reports**: August VA Commissioners Meeting minutes, and August Conservation Board Minutes. Carried.

There being no further business, motion by Huseman, second by Merten, to adjourn the meeting at 11:11 a.m. until Tuesday, September 28 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor  
Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-NINETH MEETING, 2021 SESSION (39)  
SEPTEMBER 28, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 28, 2021 at 8:30 A.M. in the Secondary Road Conference Room with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Merten, second by Ringgenberg, to **approve the agenda**. Carried.

Engineer Bret Wilkinson informed the Board that he conducted interviews last week for the E01 position, and recommends Dane Lenhart, for the position. Motion by Merten, second by Huseman, to approve the hiring of Dane Lenhart as an **Equipment Operator I**, effective October 11, 2021, at a rate of \$25.45, which is \$2.00 under the Operator I rate, with increases at 6-month reviews for the first two years and also eligible for any raises given by the Board of Supervisors. Carried.

Engineer Bret Wilkinson requested that the Board declare the belly dump trailer, that was totaled in the accident, as excess equipment, since he was allowed to purchase it back from the insurance company for \$7,250, and allow him to sell it. Motion by Ringgenberg, second by Altena, to declare the belly dump trailer as **excess equipment**, and allow the Engineer to sell it. Carried.

Engineer Bret Wilkinson informed the Board that he received numbers from the insurance company on the **Mack truck** that was totaled. The insurance will give \$44,350 for the truck, with the option of the County to keep the truck and receive a payment of \$33,500. Wilkinson stated that it isn't worth buying it back, it would be better to take the insurance money for it. The consensus of the Board was to allow the insurance company to have the truck, and the county would take the \$44,350 insurance amount.

**Secondary Road Report:** Wilkinson stated that the contractor is running behind on the M50 bridge project, due to the supplier not having the box culvert available until November 16. The contractor would still like to do the project, but the proposal was to place asphalt, and they won't be able to do that, as it will be too late and too cold for the asphalt. Wilkinson stated that they could leave it limestone until spring, but then that creates a maintenance issue all winter, and will develop potholes. Another option would be to use concrete and insulate, but that costs more, and then you have the issue of what to do with it later. The contractor could also wait and start in the spring. Wilkinson asked the Board to think about it for a few weeks, and then he will add it to a future agenda for a decision; Wilkinson stated that he will be attending the Conservation Board meeting Thursday night, to talk about the Linn Grove Dam. Wilkinson stated that he has talked to a DOT engineer in regards to traffic impact on Hwy 7, where the proposed Platinum Crush LLC plant would like to build. According to the DOT guidelines, a traffic impact study isn't needed, because there isn't a new entrance on to Hwy 7, and the threshold is 500 new vehicles per day to be considered a large project. The DOT doesn't consider this a large project, and they will not do the analysis themselves. Wilkinson stated that someone else could do the analysis of the traffic, and then pass it on to the DOT to review.

Nurse Administrator Julie Sather informed the Board that she has an employee that is in need of donated time for a family medical emergency, as she had limited paid time off and has exhausted all that was available. Motion by Merten, second by Altena, to allow county employees to **gift vacation or comp time** to employee #1061, in the Public Health Department. Carried.

Nurse Administrator Julie Sather informed the Board that **COVID** is busy, and testing is taking 4-5 days to get the results back. Pfizer booster shots are recommended six months after the first two shots, but there are no boosters available for Moderna or Johnson & Johnson, at this point. Sather stated that her department will be giving **flu shots** on Fridays from 9:00 a.m. – noon, and 1:00 p.m. – 4:00 p.m.

Motion by Huseman, second by Ringgenberg, to approve the **minutes** of 9/21/21, as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: September Emergency Management Commission minutes, July NW IA Planning & Development Commission minutes, July NW IA YES Center minutes, June E911 Service Board minutes, September Safety minutes, and August Central IA Detention Commission minutes. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the **Jt. DD #105-64 Lat 3** work order, with an estimated cost of \$600 for tile repairs. Carried.

Motion by Merten, second by Huseman, to approve and authorize the Chair to sign Application for Payment #3 for McCarty Custom, Inc., for **DD #101 Open Ditch** repair, in the amount of \$40,392.08, pending arrival of the original signed paperwork from the contractor. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign **Resolution \$2021-09-28-A**, Administration of the Buena Vista County Community Development Block Grant (CDBG) 21-CRLET-005. Carried.

**RESOLUTION #2021-09-28-A**

A RESOLUTION OF THE COUNTY OF BUENA VISTA COUNTY, IOWA  
TO REQUEST THE ASSISTANCE OF THE STAFF OF THE  
NORTHWEST IOWA PLANNING AND DEVELOPMENT COMMISSION.

**WHEREAS**, the County of Buena Vista County has agreed to the Intergovernmental Cooperation Agreement creating the Northwest Iowa Planning and Development Commission (hereinafter called the Planning Agency) and is a member in good standing; and

**WHEREAS**, the County wishes to engage the Planning Agency to provide certain technical and professional services in connection with...

**Administration of the Buena Vista County Community Development Block Grant (CDBG) 21-CRLET-005**

**WHEREAS**, Article III.E of the Intergovernmental Cooperation Agreement gives the Planning Agency the responsibilities outlined in Chapters 28H and 28I, Code of Iowa;

**NOW THEREFORE BE IT RESOLVED**, by the County Board of Supervisors of Buena Vista County, Iowa that the Planning Agency be requested to provide staff assistance in the above mentioned project; and

**BE IT FURTHER RESOLVED THAT**, the County Board of Supervisors understands and will comply with Policy Council guidelines regarding the assessments of costs of the Planning Agency staff assistance.

Passed, approved and adopted this 28<sup>th</sup> day of September, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Huseman, second by Merten, to acknowledge receipt of letters of support for the proposed **Platinum Crush LLC** plant, from Cindy and Kent Smith, Leigh Madsen, Ron Mortensen, and Stalcup Ag Service, along with a letter from Neal Kuehl requesting that the Board deny the rezoning request of Platinum Crush LLC. Carried.

State Public Defender Jeff Wright and Asst. State Public Defender Kurt Swaim met with the Board to discuss placing a **public defender** in the BV County Courthouse. Swaim stated that there are fewer and fewer private attorneys in rural areas that will take on public defender cases. Swaim stated that thanks to Representative Gary Worthan, his subcommittee recommended that the legislature authorize sending ten public defenders in to rural areas of Iowa, and Buena Vista County is one of those locations. The public defender will be a State of Iowa employee, and paid by the state, however, they would need office space in the Courthouse. County Attorney Paul Allen had suggested to the Board, that the public defender be housed in the old I.T. room. State Public Defender Wright stated that it is a good idea to have attorneys come here, live here, and maybe they will want to stay in the area. Wright stated that the public defender would be supervised out of the Sioux City office. Swaim stated that they would prepare a lease, for the use of office space in the Courthouse, and forward it on to County Attorney Paul Allen for his review, and then to the Board for approval.

The time arrived for the Board to continue the discussion of the Platinum Crush rezoning request from Ag (A-1) to Industrial (I) in Section 31 Washington Township. There were 35 people online for the meeting, and 60 people in person. Motion by Ringgenberg, to table any action on the rezoning request of Platinum Crush LLC to October 19. The motion died for a lack of a second. Snyder stated that the Board doesn't want it to go away, but that the county still has to go through the process, and the developers understand that. Merten stated that he wants to table it for one week. The public asked what the holdup was on the rezoning request, which Snyder stated that the Comprehensive Development Plan needs to be updated first, which has to start with the Zoning Board, and then given to the Board of Supervisors for approval. Motion by Merten, second by Ringgenberg, to table the rezoning request of **Platinum Crush LLC** for one week. Carried.

**Hear the Public:** Several people were in attendance to voice their opinions regarding the rezoning request of Platinum Crush LLC, in Section 31 Washington Township. Neal Kuehl stated that he understands the economic advantage, but states that there are better locations in the County for this plant to go. Kuehl stated that the Shell Rock site, in Butler County, is in an industrial site, and the proposed site here is not an industrial area. Kuehl stated that farmers believe that this will increase their bottom line by adding \$0.10-\$0.12 per bushel of beans, which is a 1% increase. Another gentleman spoke up stating that if the plant pays \$22 per hour, plus overtime and benefits, we can't let this go. Kuehl's main point was that industrial needs to be located elsewhere, stating Albert City acclimated very well to Valero, maybe it should go there. Huseman stated that he didn't think that Albert City fits their needs. Another gentleman stated that he was looking at the economics of it, and that this would be open to farmers for bean meal. Another gentleman stated that this area supplies a lot of beans, and farmers could haul direct to the plant and not the elevator. He stated that every town was started from ag ground. Neil Krummen stated that Hubbard was Ag or Industrial, and that Iowa Pellets was there before Lake Creek. Ben Hollesen stated that \$0.12 per bushel does make a difference to the farmers, and stated that we need to pay attention and not run the young farmers out of business. Brian Jackson stated that this is the largest investment to B V County, and said that he can't believe there is a question whether to approve this rezoning request. Jackson stated that it will increase values, create sixty new jobs and other side businesses. Jackson stated that he farms 1,500 acres, and this would be an additional \$11,250 more income in his pocket. Jackson stated that 6.5 counties can furnish what this plant needs, and the company is looking at other places. Jessob Steffen stated that he worked at an ag business before, 12-hour shifts with overtime, so these employees would have a \$60,000 salary, plus benefits. Zoning Commission member Melanie Anderson, stated that she is in favor of the rezoning request, which impacts 2,800 farmers. Anderson stated that the developers moved the plant further south, and it will create jobs and will benefit young farmers. Anderson stated that Tyson has both a hog and turkey facility in Storm Lake, and the company can create landscaping to make this a win-win. Paul Havens stated that the zoning is an R-1, and parks and recreation is in the uses of an R-1 classification. Havens stated that the old feed mill was there before zoning. Havens stated that the whole parcel is zoned commercial, which is non-conforming, and so the feed mill could not be rebuilt. Al Clark stated that he is concerned about the economic benefits. Clark stated that he came here from Cedar Falls,

and the area by the University of Northern Iowa used to be ag, and is now industrial. Clark stated that he knows Shell Rock, and that area used to be ag. Clark stated that this opportunity will create a lot of other jobs, construction of houses for workers. Clark stated that the developers are accommodating, they moved the plant further south down the road, but they need access to the railroad. Clark stated that noise can be reduced by dirt berm and trees. Clark said he is passionate about seeing this project happen, and if the company needs a water source, the City of Alta has excess water. Max Taber stated he was a retired farmer, and questioned what he read in the paper, stating that this was the only location suitable in BV County for Platinum Crush. Snyder stated that this site met all of the company's needs. Merten stated that Platinum Crush has been working with Iowa Lakes Corridor, and they looked at and searched out other locations. Merten stated that the area between Alta and Aurelia was targeted, but the landowners wouldn't sell, and you can't force people to sell land they don't want to sell. Ringgenberg stated that the Iowa Lakes Corridor has been working with the developers for months. Merten stated that the Board didn't know anything about this project until it came to the Zoning Commission. Brad Strader asked the Board if the company has been challenged before at other locations, and if so why. The developers were not present to answer these questions. A 15-year tax abatement was mentioned, and questions about who would pay for the road improvements. Snyder stated that he wants to see Buena Vista County prosper, and he is excited by the whole project. John Pitstick stated the developers are only looking at themselves, want zoning and then build. Stan Bibler commented to go out to Jackson, NE, look at the beans coming to Alta and that will be moving out of here. Bibler stated that the company knows what they are doing. Kevin Jesse stated that where he and his wife live, they chose to live, but have had to deal with projects that have affected their farm. Jesse stated that when Hwy 71 was redone, that affected his farm; he also had three farms that have Dakota Access pipeline go through. Jesse commented that every road you travel, people give up a lot for the benefit of all of us. Jesse stated that he supports the project and the supervisors.

There being no further business, motion by Merten, second by Huseman, to adjourn the meeting at 11:13 a.m. until Tuesday, October 5 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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BUENA VISTA COUNTY

JULY – SEPT 2021

CLAIMS LISTING

ACCESS SYSTEMS 825.51; ADAM NIELAND 22.99; ADVANCED DRAINAGE SYSTEMS 33274.21; AFLAC 9549.09; AG PARTNERS LLC 197.79; ALERA GROUP 7950.00; ALISON HAUSER 551.55; ALLIANT ENERGY /IPL 6475.37; ALPHA WIRELESS COMMUNICATIONS 794.24; ALTA IMPLEMENT CO 13.15; ALTA LITTLE WARRIOR PRESCHOOL 607.50; ALTA MUNICIPAL UTILITIES 589.77; AMAZON CAPITAL SERVICES 3467.33; AMERICAN TIME 310.24; ANDREW KELLY 36.79; ANN BENEKE 270.16; ANN LANDERS 165.00; ARENDS, LEE, EMICK, LEGVOLD, & MYOTT PLC 266.00; ARMINDA MOLINA 270.00; ARNOLD MOTOR SUPPLY 279.69; ARNOLD MOTOR SUPPLY 115.93; ASSESSOR'S OFFICE IPERS 11161.23; ASSOCIATES FOR PSYCHIATRIC SERV PC 7125.00; B V CO SECONDARY ROAD 1101.20; B V SOLID WASTE COMMISSION 224.00; BAITMASTER+ 7975.00; BANKCARD SERVICES 17212.01; BARCO MUNICIPAL PRODUCTS INC 1840.98; BENNETT CONSTRUCTION 780.00; BOB BARKER COMPANY INC 538.92; BOJI DIVERS LLC 1819.98; BOMGAARS 2506.65; BOULDER CONTRACTING, LLC 106700.00; BOUND TREE MEDICAL, LLC 221.94; BOZ WELLZ RESTAURANT 263.10; BRAD NOBLE 150.00; BRAD'S SERVICE INC 243.25; BREES REST HOME INC 1533.00; BRENT MANGOLD 7.53; BRET WILKINSON 33.69; BRIAN BLOMME 29.25; BRIAN JONES 32.49; BRIAN SCHRECK 150.00; BRIGHTLAND, A PARTNERSHIP 150.00; BRUCE BAIER 5.72; BRUCE D RICHARDSON 21.40; BUENA VISTA CO AUDITOR 206783.00; BUENA VISTA CO EMS ASSOCIATION 257.23; BUENA VISTA CO TREASURER 28290.21; BUENA VISTA CO. CONSERVATION 1723.11; BUENA VISTA CO. SHERIFF 1166.88; BUENA VISTA COUNTY 1121.78; BUENA VISTA COUNTY JOURNAL 1875.98; BUENA VISTA COUNTY PUBLIC HEALTH & HOMECARE 33303.96; BUILDERS SHARPENING & SERVICE 804.64; BUNTROCK-SALIE PHOTOGRAPHY 85.00; BV CO EMPLOYEE HEALTH FUND 532872.86; BV CO EMPLOYEE HEALTH FUND 19321.06; BV CO EMPLOYEE HEALTH FUND 6877.81; BV CO EMPLOYEE HEALTH FUND 26817.77; BV CO EMPLOYEE HEALTH FUND 8175.49; BV-CALHOUN-SAC DRAINAGE ENGINEER FUND C/O BV COUNTY TREASURER 23000.00; BVRMC PHARMACY 1280.37; C & B OPERATIONS, LLC 2331.22; CALHOUN COUNTY AUDITOR 166504.00; CALHOUN COUNTY PUBLIC HEALTH 191.03; CALHOUN COUNTY SHERIFF DEPT 1013.84; CALHOUN-BURNS & ASSOC INC 18770.11; CAMPBELL SUPPLY COMPANY 2016.96; CANON FINANCIAL SERVICES 149.76; CAPITAL ONE 776.64; CAROL VAN HOOSER 150.00; CAROLYN ARMSTRONG 1039.48; CARROLL CONSTRUCTION SUPPLY 6645.75; CARROLL COUNTY SHERIFF 1141.98; CCP INDUSTRIES INC 1489.66; CDW GOVERNMENT INC 6865.17; CENTER FOR SIOUXLAND 6250.00; CENTRAL IOWA DETENTION 2675.75; CENTRAL IOWA DISTRIBUTING INC 418.00; CENTURY LINK 1608.32; CERTIFIED POWER INC 158.33; CHAM DENG 100.00; CHAMPION ELECTRIC 7166.75; CHEROKEE COUNTY AUDITOR 98973.00; CHEROKEE COUNTY SHERIFF 1424.80; CHET HARTWELL 150.00; CINDY WIEMOLD 57.60; CINTAS FIRST AID AND SAFETY 920.08; CITY OF ALBERT CITY 123.00; CITY OF LINN GROVE 540.00; CITY OF MARATHON 434.78; CITY OF NEWELL 151.50; CITY OF REMBRANDT 1726.20; CITY OF SIOUX CITY 145.41; CITY OF SIOUX RAPIDS 513.91; CITY OF STORM LAKE 6572.56; CLAY'S PUMP & EQUIPMENT CO 1482.05; COBBLESTONE INN & SUITES 150.00; COLLECTION SERVICES CENTER 2492.28; COLOR-IZE INC 223.09; COMMUNITY BROADCASTING INC 741.78; CONRAD & LEMMENS 585.00; CONTECH ENGINEERED 1904.32; CONTROL SYSTEM SPECIALISTS LC 98.50; COUNSEL 1756.03; COUNTRY CARE CENTER CORP 5704.00; COUNTY SOCIAL SERVICES 8000.00; COY REYNOLDS 11.87; CRAWFORD COUNTY AUDITOR 84066.00; CRAWFORD COUNTY HOME HEALTH & 54463.67; CRAWFORD COUNTY SHERIFF 114.14; CRYSTEEL TRUCK EQUIP INC 147.00; CULLIGAN 221.41; CURT JOHNSON 192.55; CURTIS REIS 24.44; DAKOTALAND AUTOGLASS, INC. 102.93; DAN BAILEY 150.00; DAN EHLERS 17.16; DAVID ANDREWS 52.75; DAWN MENTZER 263.79; DEAN & ASSOCIATES 1050.00; DEAN K ELLINGSON 99.00; DENCO HIGHWAY CONST. CORP. 100714.00; DETTMANN IMPLEMENT CO 3180.15; DIANE ADAMS 352.00; DICKINSON COUNTY SHERIFF 34.00; DIGITAL-ALLY, INC 330.00; DONALD FISHER 50.00; DOREEN PEDERSEN 235.72; DOYLE ENGBRETSON

CONSTRUCTION 975.00; DR. GARRETT FEDDERSEN 900.00; ECOLAB 1815.00; ECOSOLUTIONS, LLC. 917.50; ED M. FELD EQUIPMENT COMPANY, INC. 624.00; EDWARDS 76515.85; EFFICIENT CONSTRUCTION LLC 3663.00; EMMONS & OLIVIER RESOURCES INC 41230.00; EMPLOYEE BENEFIT SYSTEMS 3280.00; EOR IOWA LLC 33052.52; ERIC CHASE 144.56; ERIC YUNGINGER 71.76; EVIZZIT OF IOWA PSYCHIATRY PC 3200.00; EVIZZIT OF IOWA PSYCHIATRY PC 48285.25; FAMILY DENTAL CENTER PC 607.00; FAMILY RESOURCE CENTER 3090.55; FAREWAY STORE 2319.78; FARM & HOME PUBLISHERS LTD 190.50; FAST LANE MOTOR PARTS, LLC 109.64; FASTENAL COMPANY 112.51; FILTER CARE OF NEBRASKA LLC 476.60; FIRE PROOF PLUS INC 819.50; FIRST COOPERATIVE ASSOCIATION 6742.28; FORCE AMERICA 63.00; FOUNDATION ANALYTICAL LABORATORY 491.85; FRANK DUNN CO 829.00; FRANSYL EQUIPMENT CO INC 715.28; FRATZKE & JENSEN FUNERAL HOMES 1000.00; FRONTIER PRECISION, INC. 160.00; GARBAGE HAULING SERVICE 1513.00; GARLAND OTTO 173.96; GARY PICKHINKE 1784.30; GEORGE BLAZEK 37.80; GERALD WEILAND 104.96; GILL HAULING INC 207.24; GORDON FLESCH COMPANY 6.72; GRAFFIX 144.10; GRAHAM TIRE CO 11222.89; GREAT AMERICA FINANCIAL SVCS 641.12; GROWMARK FS 86748.32; GROWS GARBAGE SERVICE 800.00; GRP & ASSOCIATES INC. 134.50; HAROLD ROWLEY RECYCLE CENTER 68918.00; HAWK - I PLUMBING, INC. 1220.38; HAYES INSTRUMENT CO., INC. 7.21; HEALTHCAREFIRST %WELLS FARGO 4064.22; HEARTLAND ASPHALT INC 1011.16; HEINSOHN DIGGING & TILING INC 1950.00; HISEY LAW OFFICE 459.90; HOLZHAUER FORD LINCOLN, INC. 1625.37; HONDO'S SALES & SERVICE 156.79; HOWARD CENTER INC 293.57; HUMBOLDT COUNTY AUDITOR 82724.00; HUMBOLDT COUNTY SHERIFF 317.20; HUNZELMAN PUTZIER & CO 11998.06; HY-VEE INC 861.96; IACCVSO 50.00; IACME - IOWA ASS'N OF 350.00; ICAP IA COMMUNITES ASSURANCE POOL 2298.00; ICEOO 225.00; ICIT 500.00; IDA COUNTY AUDITOR 287.92; IDA COUNTY SHERIFF 88.00; IEHA IOWA ENVIRONMENTAL HEALTH ASN 50.00; IGL TELECONNECT 548.50; ILEA IOWA LAW ENFORCEMENT ACADEMY 375.00; IMAGINE THE POSSIBILITES INC 10719.14; IMWCA 24051.00; INLAND TRUCK PARTS & SERVICE 1841.41; INTEGRATED WEED CONTROL 1825.00; INTERSTATE BATTERY SYSTEM 446.12; INTOXIMETERS 380.00; IOWA ACEs 360 1200.00; IOWA ADVISOR 529 PLAN 300.00; IOWA CENTRAL COMMUNITY COLLEGE 25.00; IOWA COUNTIES 66942.06; IOWA COUNTY ATTORNEYS ASSN (ICAA) 770.00; IOWA COUNTY RECORDERS ASSOC 1520.04; IOWA DEPT OF NATURAL RESOURCES 175.00; IOWA DEPT PUBLIC SAFETY 3318.00; IOWA INSURANCE DIVISION 100.00; IOWA LAKES ELECTRIC COOP 4048.00; IOWA LAKES REGIONAL WATER 1025.31; IOWA PRISON INDUSTRIES 492.71; IOWA SECRETARY OF STATE 2042.41; IOWA STATE ASSOC OF COUNTIES 6240.00; IOWA STATE COMPTROLLER TREASURER-STATE OF IOWA 71258.16; IOWA STATE MEDICAL EXAMINER 708.70; IOWA STATE SHERIFFS & DEPUTIES 125.00; IPAC 3980.96; IPERS 288190.80; ISAA- IOWA STATE ASS'N OF ASSESSORS 975.00; ISAC 1459.80; ISCTA IOWA STATE CO TREASURERS ASSOC 300.00; ITSAVVY LLC 903.95; J3RED MARKETING LLC 1192.50; JACKS UNIFORMS & EQUIPMENT 1498.82; JAMAR TECHNOLOGIES INC 984.21; JAMES W MANTEUFEL MARTIAL TRUST 500.00; JANITORS CLOSET LTD 2266.03; JASON BUTLER 45.00; JEAN L SASSMAN 262.50; JEFFERSON COUNTY SHERIFF 530.65; JEN FULCHER 150.00; JERILYN SAHR 371.28; JESSICA HAUBRICH 58.24; JOAN CHRISTEN 500.00; JOHN NELSON 18.72; JOHN SCHMIT 207.75; JOHN SCOTT SHEVEL 2269.74; JOHNSTON AUTOSTORES 3333.43; JON BUSS 30.00; JOSEPH KELLER 90.00; JULIE ALBRIGHT 718.00; JULIE GRETEMAN MAYHALL ATTORNEY AT LAW PLC 744.00; JULIE SATHER 89.38; JULIUS CLEANERS 766.50; JUSTIN ANDERSON 28.79; KARLA AHRENDSEN 323.44; KATHRYN CROKER 525.69; KATHRYN STRUSS 150.00; KELLER PLUMBING HEATING & AIR LLC 1086.38; KELLY SNYDER 393.12; KENNETH BLAKE MCMILLIAN 1380.00; KENT KIBURZ 150.92; KERI GEERY 5.72; KIMBALL MIDWEST 2510.72; KLAY VELDHUIZEN BINDER DEJONG DEJONG HALVERSON 247.90; KnowBe4, INC. 2090.70; LACEY ANDERSON 246.20; LARRY LUCHT 4.16; LARSON OIL & DISTRIBUTING 61464.87; LAUVER LAW 642.00; LEISA MAYER 1099.21; LEO'S KITCHENS, INC 415.00; LEXIS NEXIS RISK DATA MANAGEMENT INC. 446.44; LIBERTY NATIONAL LIFE INS CO 4758.08; LIFE SKILLS TRAINING 182.00; LINDA ANDERSON 500.00; LISA BRINGLE 374.85; LISETTE DE LA CRUZ 672.23; LOFFLER COMPANIES 1503.39; LONG LINES BROADBAND 11106.71; LORI DIISCHER 125.00; LOUGHLIN LAW FIRM 1577.22; LOUISE GALBRAITH 677.54; L-TRON CORPORATION 708.60; MAIL SERVICES LLC 2520.61; MARCO

TECHNOLOGIES LLC 453.84; MARCO TECHNOLOGIES LLC 1242.42; MARCUS LUMBER 5431.59; MARK BURKITT 150.00; MARTIN MARIETTA MATERIALS 14511.83; MASSMUTUAL 300.00; MATTHEW BROSTAD 150.00; MENARDS - SPENCER 701.56; MID AMERICAN ENERGY 31809.61; MID SIOUX OPPORTUNITY INC 571.92; MIDWEST COMPLIANCE ASSOCIATES 1500.00; MOBILE CRUSHING & RECYCLING 204244.00; MOLITOR CONSTRUCTION 19006.96; MONA MASON 408.00; MONOPRICE, INC. 13.81; MOTOROLA SOLUTIONS, INC. 15.50; MPH INDUSTRIES INC 1184.06; MULTI SERVICE TECHNOLOGY SOLUTIONS, INC. 617.20; MURPHY TRACTOR & EQUIPMENT CO 6541.00; NATIONAL SHERIFF'S ASS'N 314.95; NATIONWIDE RETIREMENT SOLUTION 228.00; NELSONS VET SUPPLY 142.70; NEW HOPE VILLAGE 6079.23; NEW TEC, INC. 372.62; NICOLE DIISCHER 40.80; NORTH IOWA SCUBA 752.98; NORTH LAKE TRUCK REPAIR 3248.91; NORTHERN LIGHTS FOODSERVICE 9155.90; NORTHLAND SECURITIES INC 1500.00; NORTHWEST AEA 2493.00; NW IA PLANNING & DEV COM 7190.00; NW IA YES CENTER 9231.25; O'BRIEN COUNTY SHERIFF 60.00; OFFICE DEPOT 1319.95; OFFICE ELEMENTS 2793.88; OHIO NATIONAL 1050.00; OLSEN WELDING & MACHINE 1717.00; OTIS ELEVATOR COMPANY 1704.00; PAKOR, INC 287.07; PAM JACOBSON 61.60; PAUL A ALLEN 111.28; PAUL MERTEN 150.00; PETTY CASH-CO. ATTORNEY 278.00; PHILLIP R DRIVER 21.84; PILOT ROCK SIGNS RJ THOMAS MFG. CO., INC 852.40; PILOT TRIBUNE 4099.16; PITNEY BOWES 1154.58; PITNEY BOWES INC 422.64; PIZZA RANCH #13406 69.95; PLAINS AREA MENTAL HEALTH, INC 3774.13; PLUMBING & HEATING 626.55; POCAHONTAS CO SHERIFF 114.76; POCAHONTAS COUNTY 48185.83; POCAHONTAS COUNTY AUDITOR 82830.55; POLK COUNTY HEALTH SERVICES 1026.26; POTTAWATTAMIE COUNTY SHERIFF 70.00; POWER SOLUTIONS, INC. 484.20; PQL 416.10; PRAIRIE FABRICATION 75.00; PRINCIPAL LIFE INSURANCE COMPANY 27684.45; PROJECT RESOURCES GROUP, INC. 6871.02; QUILL CORPORATION 361.03; R & D INDUSTRIES INC 3237.20; RAINBOW BAIT, INC 607.50; RALPH WARKENTIN 14.04; RANDY REDIG 80.00; RAQUEL BARAHONA 150.00; RASHEL VAN HOUTEN 150.00; REBNORD TECHNOLOGIES INC 8199.85; REDING'S GRAVEL & 1419.33; REES TRUCK AND TRAILER, INC. 816.92; REGIONAL TRANSIT AUTHORITY 20640.00; REIMER, LOHMAN, & REITZ 429.00; RELIANCE TELEPHONE INC 1000.00; RENT - ALL, INC. 228.00; RICHARDS CONSTRUCTION CO INC 24830.00; RICOH USA, INC 86.47; ROBERT BERGER 39.55; ROBESON'S IOWA FARMS, LLC 2464.05; RUST'S WESTERN SHED 105.95; SAC COUNTY HEALTH SERVICES 17220.13; SAC COUNTY SHERIFF 246.07; SAFELITE AUTOGLASS 147.95; SAM HILSABECK 100.00; SANDRA K HOYT 150.00; SANDRA K. SWEENEY 1742.40; SANFORD CENTER 32591.25; SAVINGS BANK SECURITY TRUST & 225027.52; SAVINGS BANK SECURITY TRUST & 162456.60; SCHMILLEN CONSTRUCTION INC 37773.50; SCHNEIDER GEOSPATIAL, LLC 14425.00; SCHNEIDER GRAPHICS, INC 307.18; SCHUELKE POWERSPORTS 181.40; SCHULTE LAW FIRM, LC 1506.20; SEASONS CENTER 1241.46; SEAT 225.00; SECURITY TRUST 52629.46; SENECA PLACE APTS LLC 200.00; SETH DICKS 28.46; SHARON KOCH 51.22; SHESLER HALL 19886.21; SHRED-IT,C/O STERICYCLE, INC. 181.16; SIOUX CITY FOUNDRY CO 6000.00; SIOUX LUMBER 140.12; SIOUX RIVERS FISCAL AGENT 350553.71; SIOUXLAND GRASS & FORAGE, LLC 3525.00; SIOUXLAND MENTAL HEALTH 343074.70; SMITH CONCRETE SERVICE INC 13842.00; SPENCER OFFICE SUPPLIES 276.28; SPORTS REHAB & PROFESSIONAL THERAPY ASSOCIATES, INC. 20145.94; STANTON ELECTRIC INC 673.51; STAPLES CREDIT PLAN 528.39; STEPHANIE ANDERSON 48.22; STEVE HALDIN 105.00; STOREY KENWORTHY/MATT PARROTT 51.94; STORM CITY AUTO PARTS 100.61; STORM LAKE ACE HARDWARE 1163.33; STORM LAKE BAKERY 92.10; STORM LAKE GARAGE DOOR SERVICE 165.00; STORM LAKE HONDA 939.64; STORM LAKE HYDRAULICS 216.37; STORM LAKE TIMES 3001.78; STORM LAKE TOWING & RECOVERY 800.00; SUSAN LLOYD 369.35; TAMMI SCHULTZ 144.56; TASC 3568.70; TEAMLAB 6600.00; TESSIER'S INC 1424.02; THE ARC OF WOODBURY COUNTY 30000.00; THE ASSOCIATION OF EARLY CHILDHOOD IOWA AREA BOARDS & ADVOCATES 542.70; THE BLUE CELL, LLC 10000.00; THE CTK GROUP 450.00; THE J.L. HOUSTON COMPANY 2300.00; THE PRIDE GROUP, INC 76657.30; THE SIDWELL COMPANY 1842.50; THE UNIVERSITY OF IOWA 16430.88; THERESA JOCHUM 606.90; THERESA SANDVIG 150.00; TIFFANY SMITH 141.44; TODD ANDERSON 150.00; TREASURER STATE OF IOWA 4299.45; TREASURER STATE OF IOWA 2829.53; TREASURER, STATE OF IOWA 299.00; TRIVIUM LIFE SERVICES 1620.00; TRUCK CENTER COMPANIES 153.16; TUCKER GLASS SHOP

4122.00; TYLER SCHOSSOW 500.00; TYLER TECHNOLOGIES, INC. 30110.92; TYLER VAN HOUTEN 145.60; UMB BANK, N.A. 600.00; UNITED PENTACOSTAL CHURCH 300.00; UNITED STATES TREASURY 353.06; US CELLULAR 308.33; US RECORDS MIDWEST LLC 229.53; VAN DIEST SUPPLY COMPANY 6877.70; VANCE CORDS 30.00; VERIZON 180.00; VERIZON 570.00; VERIZON CONNECT NWF, INC. 2379.93; VERIZON WIRELESS 8611.56; VETTER EQUIPMENT CO 187.78; VIRTRU 510.00; VISA 18124.95; VISION CARE DIRECT 7282.24; VISTA PAINTS 49.10; VOGEL TRAFFIC SERVICES INC 199687.80; VOYA RETIREMENT INS & ANNUITY 39.00; WAG'S EXHAUST PROS 129.21; WARRENS SERVICE INC 1852.50; WASHINGTON NATIONAL INS CO 2748.20; WATCH GUARD VIDEO 349.50; WEBSITES TO IMPRESS INC 222.00; WEBSTER COUNTY PUBLIC HEALTH 4925.65; WELLMARK BLUE CROSS & BLUE SHI 485894.77; WELLS FARGO FINANCIAL LEASING, INC 216.00; WESCO INDUSTRIES INC 65707.59; WEST PAYMENT CENTER 3914.42; WETHERELL SAND & GRAVEL INC 245.00; WEX BANK WRIGHT EXPRESS FSC 4158.65; WHKS & CO. 14306.60; WINDSTREAM 1514.38; WINDSTREAM COMMUNICATIONS ATTN:CABS 307.88; WITMER PUBLIC SAFETY GROUP 106.74; WOODBURY CO AUDITOR/TREASURER 352757.92; WOODBURY CO BOARD OF SUPERVISORS 400.00; WOODBURY CO SHERIFF 14691.00; WOODWARD YOUTH CORPORATION 2892.30; YVONNE SANDHOFF 142.48; ZIEGLER INC 11393.43

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**BOARD OF SUPERVISORS MEETING  
FORTIETH MEETING, 2021 SESSION (40)  
OCTOBER 5, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, October 5, 2021 at 8:30 A.M. in the Secondary Road Conference Room with Vice-Chairman Merten presiding, and the following members present: Altena, Huseman, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting. Absent: Snyder.

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 Altena, to **approve the agenda**. Carried.

Engineer Bret Wilkinson presented an updated equipment use rate and sale of ice control materials to municipalities, for the Board to consider. Motion by Huseman, second by Altena to approve the updated **Equipment Use Rates** and **Sale of Ice Control Materials to Municipalities Rates**, to better reflect the county's cost. Carried.

**Secondary Road Report:** The crew has been working on driveways, crossroad pipes, pouring concrete by the Secondary Road buildings, and putting snow equipment on; they are mowing along the roads for the last time; Wilkinson informed the Board that he had looked at prices for a used truck, and found the price to be \$30,000 less than a new truck. Wilkinson asked the Board if he should get quotes on a new truck. Wilkinson plans to use the insurance money towards the purchase, and then his department would pay the remainder. Wilkinson stated that his preference would be to order a new truck. The consensus of the Board was to allow Wilkinson to get a quote on the cost of a new truck.

Motion by Ringgenberg, second by Huseman, to set a **Public Hearing** for public comments on the proposed Buena Vista County Comprehensive Development Plan with proposed amendments, for Tuesday, October 12, 2021, at 9:00 a.m. in the Secondary Road Conference Room. Carried.

Env Health/Zoning Director presented a 28E Agreement between the Board of Supervisors and IDNR, on well permits. Motion by Altena, second by Huseman, to approve and authorize the Vice-Chair to sign the **28E Agreement**, between the Board of Supervisors and IA DNR, on well permits. Carried.

Motion by Ringgenberg, second by Huseman, to set a **Public Hearing** on the adoption of the Buena Vista County Comprehensive Development Plan with proposed amendments, for October 19, 2021, at 9:00 a.m. in the Secondary Road Conference Room. Carried.

Motion by Huseman, second by Altena, to approve the **minutes** of 9/28/21, as printed, and the following **reports:** September Sheriff's Report of Fees Collected, August Board of Health minutes, and September Conservation Board minutes. Carried.

Motion by Ringgenberg, second by Altena, to approve the **Class E Liquor License**, beer, wine, and Sunday sales for Brew Oil, LLC, DBA Brew #1 West Lake. Carried.

EMA Director Aimee Barritt presented the ARPA Committee's recommended application form to the Board, and discussed the process. Barritt stated that the ARPA dollars were sent to the Board, so they ultimately grant request for the use of the funds. The ARPA Committee recommends for the Board to first look at internal projects of Buena Vista County. The ARPA Committee will review requests submitted, to be sure that the project follows the Federal guidelines, and then pass it along to the Board of Supervisors for review and to decide whether to approve for funding or not. Applications are to be submitted to the committee by November 30, and then the ARPA Committee will present them to the Board on December 14, to decide on funding. Barritt stated that the application would be sent out to the Department Heads, and discussed at Thursday's Department Head meeting. Motion by Ringgenberg, second by Huseman, to approve the **ARPA application form and process**, as recommended by the ARPA Committee. Carried.

Conservation Director/Weed Commissioner Greg Johnson gave a **department update**. Weed Department: they have finished spraying roads and the northeast area of the county for spraying trees and hydroseeding. Conservation: six loads of sand were hauled to Sturchler Beach. Johnson stated that they do weekly water samples for Sturchler Beach and Gabrielson Beach. They have been mowing and brush habitat maintenance. The Linn Grove Campground is open, and has good landscaping and concrete pads. Johnson stated that they are looking at a new playground in Linn Grove, using LATF funds. Johnson stated that there were close to 50 people in attendance at their Linn Grove Dam informational meeting. Johnson has received several comments after the informational meeting, people are excited for the plan, want to boat the river again, and have a good fishing habitat. Johnson stated that EOR will have the 60% design to Conservation this week, the 90% design for their November meeting, and hopefully have packets ready to send out in December. Johnson stated that the cost is 7.5 million dollars to pre-disaster condition. Johnson stated that the alternative/improvement project cost is less than 7.5 million dollars. FEMA will reimburse up to 75% up until the project closes. Bait Shop: it is still open. Johnson is considering making their part-time employee at the bait shop, a permanent seasonal employee, due to the number of hours she works.

County Attorney Paul Allen was present to review **Elderbridge** and **RIDES** resubmitted funding request applications. Allen informed the Board that he would contact both agencies, and discuss with them what is needed for their funding request.

Hear the Public: There were twelve people online and twenty-one people in-person, to discuss the rezoning request of Platinum Crush. Vice-Chair Merten started by informing the public that the county has been in constant contact with the developers of Platinum Crush, as to what is going on, and they understand the process. Merten stated that Monday night, October 11, the Zoning Board will be going through the Comprehensive Development Plan with amendments, then the Supervisors will have a public hearing on October 12 for comments on the Comprehensive Development Plan with amendments, and then on October 19, the Supervisors could approve the Comp Plan with amendments, and have the first of three readings of the ordinance for the zoning change. Merten stated that there was a lot of concern last week, that the developers were going away, and that isn't the case. The Zoning Board meeting will be Monday night, October 11, at 7:00 p.m. in the Secondary Road Conference Room. Dana Larsen, Pilot Tribune, asked the Board if the developers have given a date on when they need an answer. Merten stated that the developers had not given a date, but it is a tight schedule, and the county is moving as fast as they can. Merten stated that there are still plenty of open meetings and hearing for public comments. A question was asked if there would be an economic presentation, at some point, to discuss the value of what the company is bringing in to the county and what the cost of the county would be. Merten stated that the developers haven't presented any request yet. A comment was made that we don't want to approve something and then review it later. Merten stated that the county will look at what needs to be done for roads, etc. Merten stated that there will be a decision on October 19<sup>th</sup>, and then there will be two more readings of the ordinance. Merten stated that he appreciated everyone's comments, on both sides, and said that the Supervisors are charged with representing the county, and we've all received calls and texts, and it is much appreciated. Mike Wilson asked what the Board is going to do with zoning of that property, if the company doesn't build.

Env Health/Zoning Director Kim Johnson stated that the Comp Plan would be worked on again, so let us know what you want the county to look like. Wilson asked if the Board was willing to say that if the plant doesn't come, would the Board change it back to ag. Merten stated that he would agree to put it back to ag, but he is only one person. Wilson stated that he doesn't want a confinement coming in there, making it worse than this is. A question was asked about the difference between the zoning and the Comp Plan. Johnson stated that the zoning is based on the Comp Plan, and the Comp Plan looks at a 5-year plan.

The time arrived for the Board to continue the discussion of the Platinum Crush rezoning request from Ag (A-1) to Industrial (I) in Section 31 Washington Township. Motion by Ringgenberg, second by Huseman, to table the rezoning request of **Platinum Crush LLC** to October 19, after the Comprehensive Development Plan adoption. Carried.

There being no further business, motion by Altena, second by Ringgenberg, to adjourn the meeting at 10:48 a.m. until Tuesday, October 12 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Paul Merten, Vice Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-FIRST MEETING, 2021 SESSION (41)  
OCTOBER 12, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 12, 2021 at 8:30 A.M. in the Secondary Road Conference Room with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to **approve the agenda**. Carried.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 10/5/21, as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: None. Carried.

Motion by Huseman, second by Merten, to approve and authorize the Chair to sign the **ICAP Proof of Loss** for a 2017 ITM Trailer, showing the loss at \$43,867, salvage of \$7,250 retained by the county, for a balance of \$36,617 claimed by the county from ICAP. Carried.

Motion by Huseman, second by Merten, to approve and authorize the Chair to sign the **ICAP Proof of Loss** for a 2009 Mack semi-tractor, showing the loss at \$44,850, less the \$500 deductible, for a balance of \$44,350 claimed by the county from ICAP. Carried.

CEO Dawn Mentzer, **Rolling Hills Community Services Region** presented an update to the Board. Mentzer stated that Rolling Hills Region is working on developing core services, and purchased a building in Sioux City, from Sioux Rivers Region, which after renovation, will be an access center. Rolling Hills is working with the NW IA YES Center for transportation. Having an access center is one of the core services required by the Code of Iowa, so Mentzer stated that by July, 2022, the Rolling Hills

Region will be in compliance. Mentzer informed the Board that the remaining balance in Fund 0010 Mental Health, is required to be transferred all to the Rolling Hills Region by 6/30/2022.

The Chairman opened the **Public Hearing** on hearing comments on the proposed Buena Vista County Comprehensive Development Plan (Comp Plan) with the five proposed amendments. Env Health/Zoning Director Kim Johnson, County Attorney Paul Allen, Engineer Bret Wilkinson, Drainage Engineer Brian Blomme, Shannon Landauer-IA Lakes Corridor, along with 16 landowners in person, 16 people virtual, and three media were present for the hearing. Env Health/Zoning Director Kim Johnson presented the Chair with a copy of the Comprehensive Development Plan and copies of the five resolutions approving amendments to the future use of the Comp Plan, and one resolution approving the Comprehensive Development Plan by the Zoning Board. The Chair then asked for comments from the public. Jeff Stark asked the Board if by approving the Comp Plan, would that be setting a precedent, that zoning doesn't mean anything in this county, stating that anyone can come before the Zoning Commission and have their request approved. Scott Robbins stated that everything starts off at a farm, and we can either sit back or we can grow. Merten stated, as far as setting a precedent, the county has had zoning since 1966, it's not setting a precedent, it has happened in the county, within city limits, and statewide. Gary Rosene asked if they were talking about the Comp Plan or the five amendments. Rosene asked the Board if they have considered their oath of office, along with Chapter 1 of the Constitution, to preserve the welfare and comfort of their residents. Rosene stated that the Board is supposed to consider all, and said that they are ignoring that with Amendment #5. Kevin Jesse stated that the Board was elected to represent the entire county, and he supports accepting the amendments and the Comp Plan. Rosene directly asked Ringgenberg, when she took the oath of office, did she know what the oath stated. Ringgenberg stated that she didn't remember those exact words. Rosene then directly asked Merten the same question, and Merten responded that he did not remember the exact oath, but stated that he will take his time to review. Robbins stated that the Board is working at a benefit for the whole county, not just one resident, and town people are for this. Robbins asked that if safety was a big deal, why wasn't it brought up before, avoid Highway 7 to avoid the traffic, everyone can be smart about it. Huseman stated that he does know the oath of office, as he has administered it several times over the years. Rosene stated that if that's the case, then he doesn't understand. Huseman stated that safety is a concern, and traffic will be addressed. Rosene asked if the traffic will be addressed before the costs to the county for roads and tax abatement. Huseman stated that it would be addressed at a later time. Merten stated that the Board is following the process, this is a total package. Merten commented that if the company asks for a tax abatement and we have the cost to put in roads, that will all be considered, the Board can still say no. Neal Kuehl stated that Lake Creek is passionate about this issue, and said that he was appalled to know that the last Comp Plan was from 2009. Kuehl stated that he knows the consultant that put the plan together, and asked the Board to contact him and ask to have the Comp Plan explained to them, as they need to understand. Kuehl talked to the Board about a book that he has titled Lake Creek, the Impossible Dream, which names several people that were part of the creation of Lake Creek. Kuehl stated that Lake Creek was a place where people wanted to live in quiet, and accidents are going to happen. Kuehl told the Board that he was in the phone book, if they wanted to talk with him about this. Altena stated that where he lives, there is two houses between him and Tyson, and there is a large parking lot, where houses used to be. Altena stated that at 4<sup>th</sup> & Russell, there are more accidents at that location, and the homeowners had to adjust to it, they changed their driving habits. Kuehl responded that Altena moved there, and he didn't. Jesse stated that the Dakota Access Pipeline came through his property, and negotiations were made, so he supports the Board of Supervisors. Merten responded to Kuehl that he remembers in 2009, going over the Comp Plan, but nothing is in the minutes stating that was approved. Merten commented that you plan for what might happen in ten years, and they didn't see this coming, the Comp Plan is a fluid document, stating that they don't have a crystal ball to see what is going to happen. Kuehl agreed, stating that it is a fluid document, but look at the procedures, look at choices. Kris Ehlers stated that he supports going into negotiations with Platinum Crush. Ehlers stated that he drives a semi for his farm, and he will find an alternative route, and not use Highway 7. Mike Wilson stated that a fair amount of concern could have been avoided, that the Board should get the financial package before they deal with the zoning, saying that traffic is an issue, do something up front, not on the back side. Chairman



Snyder stated that this is not new, that every community has dealt with these issues. Snyder stated that here is something different besides Tyson. Snyder said there are challenges that we have to deal with, and communities grow with diversity of business just like diversity in population. LuAnn Jacobson asked Shannon Landauer, Iowa Lakes Corridor, when the last time was, she talked to Mike Kinley, developer of Platinum Crush, as she knows someone that has tried to contact him, and doesn't get a response. Landauer stated that the developers are eager to meet and they are very responsive. Rosene stated that he thought there was going to be a meeting with the developers of Platinum Crush, the Board of Supervisors, and Lake Creek, and he asked who was in charge of setting that up. Robbins asked if it would be an open meeting. Snyder stated that they haven't talked to the developers, but they will be here next week. Snyder stated that the zoning has to be done first, and there is a lot of work to be done on this yet. Landauer stated that if the developers don't feel that this is going anywhere, they will go somewhere else, do we open the door or shut it. Landauer stated that the life of this plant is 50-60 years, and this is creating an investment and a source of funds for the county. Kuehl asked Landauer if there wasn't another location that would work for this plant. Landauer there is five criteria for a site section, and that 12-16 sites were evaluated, but there wasn't a perfect site, only this location. Landauer stated that there was an 18-month investigation, and they fully believe this is the only site in BV County. Robbins stated that Quad County was supposed to build their ethanol plant on M27 and Hwy 7, but they drilled and couldn't get water, so they went to Galva. Motion by Huseman, second by Ringgenberg to close the Public Hearing. Carried.

Merten left the meeting at 9:47 a.m.

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

**Supervisor Meeting Reports:** Ringgenberg stated that she had attended the safety meeting last week.

**Hear the Public:** Env Health/Zoning Director Kim Johnson informed the Board that Steve Gustafson submitted his letter of resignation on the Zoning Commission.

Env Health/Zoning Director Kim Johnson asked the Board to set a public hearing for a proposed zoning change in Section 20 Hayes Township, for Tom Fitzpatrick, which was included in the changes to zoning. Johnson stated that the Zoning Commission would be meeting on November 1. Motion by Ringgenberg, second by Altena, to set a **public hearing** on the rezoning request of Tom Fitzpatrick in Section 20 Hayes Township, for November 9, 2021, at 9:00 a.m. Carried.

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Arlen Carlson in Section 25 Elk Township. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign **Resolution #2021-10-12-A** Minor S/D for Arlen Carlson in Section 25 Elk Township. Carried.

#### **RESOLUTION 2021-10-12-A**

**WHEREAS** Arlen and Jane Carlson have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION – LOT D:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) Corner of the Southeast Quarter (SE ¼) of said Section 25; thence on an assumed bearing of North 00° 23' 27" West, along the West line of said Southeast Quarter (SE ¼) 665.00 feet; Thence South 89° 31'32" East, 1008.53 feet; Thence South 00° 02'25" West 656.64 feet to

the South line of said Southeast Quarter (SE ¼); Thence North 90° 00' 00" West, along said South line, 1003.50 feet to the Point of Beginning.  
Hereafter known as Lot D of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.  
Parcel contains 15.26 Acres and is subject to all easements of record.

**DESCRIPTION – LOT E:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southwest (SW) Corner of the Southeast Quarter (SE ¼) of said Section 25; Thence on an assumed bearing of North 00° 23' 27" West, along the West line of said Southeast Quarter (SE ¼) 665.00 feet to the Point of Beginning. Thence continuing along said West line, North 00° 23' 27" West, 654.58 feet to the Northwest (NW) Corner of the Southwest Quarter of said Southeast Quarter (SW ¼ SE ¼); Thence North 89° 53'02" East, along the North line of said Southwest Quarter of said Southeast Quarter (SW ¼ SE ¼), 1332.43 feet to the Northeast (NE) Corner of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼); Thence South 00° 02'25" West, along the East line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) 668.24 feet; Thence North 89° 31' 33" West, 1327.54 feet to the Point of Beginning.

Hereafter known as Lot E of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 20.19 Acres and is subject to all easements of record.

**DESCRIPTION – LOT F:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) of said Section 25; Thence on an assumed bearing of North 90° 00' 00" West, along the South line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼), 319.00 feet; Thence North 00° 02' 25" East, 656.64 feet; Thence South 89° 31'33" East, 319.01 feet to the East line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼); Thence South 00° 02'25" West, along said East line, 654.00 feet to the Point of Beginning.

Hereafter known as Lot F of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 4.80 Acres and is subject to all easements of record.

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

**DESCRIPTION – LOT D:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) Corner of the Southeast Quarter (SE ¼) of said Section 25; thence on an assumed bearing of North 00° 23' 27" West, along the West line of said Southeast Quarter (SE ¼) 665.00 feet; Thence South 89° 31'32" East, 1008.53 feet; Thence South 00° 02'25" West 656.64 feet to the South line of said Southeast Quarter (SE ¼); Thence North 90° 00' 00" West, along said South line, 1003.50 feet to the Point of Beginning.

Hereafter known as Lot D of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 15.26 Acres and is subject to all easements of record.

**DESCRIPTION – LOT E:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southwest (SW) Corner of the Southeast Quarter (SE ¼) of said Section 25; Thence on an assumed bearing of North 00° 23' 27" West, along the West line of said Southeast Quarter (SE ¼) 665.00 feet to the Point of Beginning. Thence continuing along said West line, North 00° 23' 27" West, 654.58 feet to the Northwest (NW) Corner of the Southwest Quarter of said Southeast Quarter (SW ¼ SE ¼); Thence North 89° 53'02" East, along the North line of said Southwest Quarter of said Southeast Quarter (SW ¼ SE ¼), 1332.43 feet to the Northeast (NE) Corner of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼); Thence South 00° 02'25" West, along the East line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) 668.24 feet; Thence North 89° 31' 33" West, 1327.54 feet to the Point of Beginning.

Hereafter known as Lot E of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 20.19 Acres and is subject to all easements of record.

**DESCRIPTION – LOT F:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) of said Section 25; Thence on an assumed bearing of North 90° 00' 00" West, along the South line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼), 319.00 feet; Thence North 00° 02' 25" East, 656.64 feet; Thence South 89° 31'33" East, 319.01 feet to the East line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼); Thence South 00° 02'25" West, along said East line, 654.00 feet to the Point of Beginning.

Hereafter known as Lot F of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 4.80 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 D:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) Corner of the Southeast Quarter (SE ¼) of said Section 25; thence on an assumed bearing of North 00° 23' 27" West, along the West line of said Southeast Quarter (SE ¼) 665.00 feet; Thence South 89° 31'32" East, 1008.53 feet; Thence South 00° 02'25" West 656.64 feet to the South line of said Southeast Quarter (SE ¼); Thence North 90° 00' 00" West, along said South line, 1003.50 feet to the Point of Beginning.

Hereafter known as Lot D of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 15.26 Acres and is subject to all easements of record.

**DESCRIPTION – LOT E:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southwest (SW) Corner of the Southeast Quarter (SE ¼) of said Section 25; Thence on an assumed bearing of North 00° 23' 27" West, along the West line of said Southeast Quarter (SE ¼) 665.00 feet to the Point of Beginning. Thence continuing along said West line, North 00° 23' 27" West, 654.58 feet to the Northwest (NW) Corner of the Southwest Quarter of said Southeast Quarter (SW ¼ SE ¼); Thence North 89° 53'02" East, along the North line of said Southwest Quarter of said Southeast Quarter (SW ¼ SE ¼), 1332.43 feet to the Northeast (NE) Corner of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼); Thence South 00° 02'25" West, along the East line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) 668.24 feet; Thence North 89° 31' 33" West, 1327.54 feet to the Point of Beginning.

Hereafter known as Lot E of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 20.19 Acres and is subject to all easements of record.

**DESCRIPTION – LOT F:**

**A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW ¼ SE ¼) OF SECTION 25, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southeast (SE) Corner of the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) of said Section 25; Thence on an assumed bearing of North 90° 00' 00" West, along the South line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼), 319.00 feet; Thence North 00° 02' 25" East, 656.64 feet; Thence South 89° 31'33" East, 319.01 feet to the East line of said Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼); Thence South 00° 02'25" West, along said East line, 654.00 feet to the Point of Beginning.

Hereafter known as Lot F of Section 25, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Parcel contains 4.80 Acres and is subject to all easements of record.

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

**PASSED, APPROVED AND ADOPTED** this 12th day of October, 2021.

/s/ Kelly Snyder, Chair Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Layton Zylstra in Section 20 Hayes Township (Tom Fitzpatrick). Motion by Huseman, second by Altena, to approve and authorize the Chair to sign **Resolution #2021-10-12-B** Minor S/D for Layton Zylstra in Section 20 Hayes Township (Tom Fitzpatrick). Carried.

**RESOLUTION 2021-10-12-B**

**WHEREAS** Layton Zylstra has presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT H**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 20 TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) corner of the Lot D in said Section 20; Thence South 90° 00' 00" East, along the south line of Lots C, D, and G, 680.97 feet to the Southeast (SE) corner of Lot One of Lot G; Thence South 00° 36' 58" East, 447.77 feet; Thence North 90° 00' 00" West, 680.97 feet to the West line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼); Thence North 00° 36' 58" West, along said West line, 447.77 feet to the Point of Beginning.

Hereafter known as Lot H in Section 20, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 7.00 acres and is subject to all easements of record.

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

**DESCRIPTION LOT H**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 20 TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) corner of the Lot D in said Section 20; Thence South 90° 00' 00" East, along the south line of Lots C, D, and G, 680.97 feet to the Southeast (SE) corner of Lot One of Lot G; Thence South 00° 36' 58" East, 447.77 feet; Thence North 90° 00' 00" West, 680.97 feet to the West line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼); Thence North 00° 36' 58" West, along said West line, 447.77 feet to the Point of Beginning.

Hereafter known as Lot H in Section 20, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.  
Tract contains 7.00 acres and is subject to all easements of record 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 H**

**A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 20 TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) corner of the Lot D in said Section 20; Thence South 90° 00' 00" East, along the south line of Lots C, D, and G, 680.97 feet to the Southeast (SE) corner of Lot One of Lot G; Thence South 00° 36' 58" East, 447.77 feet; Thence North 90° 00' 00" West, 680.97 feet to the West line of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼); Thence North 00° 36' 58" West, along said West line, 447.77 feet to the Point of Beginning.

Hereafter known as Lot H in Section 20, Township 90 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 7.00 acres and is subject to all easements of record, and copies of said final plats shall be of record in the appropriate County offices.

**PASSED, APPROVED AND ADOPTED** this 12th day of October, 2021.

/s/ Kelly Snyder, Chair Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

County Attorney Paul Allen informed the Board that he is still reviewing documents for the **private non-profit agency requests** for funding, and stated that he will be ready to discuss them in a couple weeks.

County Attorney Paul Allen informed the Board that there will be two rules coming out from the Federal Government related to **mandates on immunizations**. The first rule will be coming from CMS, that will state that anyone in a healthcare setting, that receives Medicare and Medicaid, must be vaccinated, and there won't be weekly testing allowed. The second rule will be coming out from OSHA, and it will require businesses with more than 100 employees, to be fully vaccinated, or be tested weekly. It is not known what the possible exceptions will be. ISAC is unsure as to whether the requirements will be for all government employees, or based on the number of employees in each office, as the rule hasn't been released yet. Allen stated that the Board needs to consider how they will want to go about tracking this and getting the employee to test, and pay for it.

Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the **utility permit for Iowa Lakes Regional Water**, Spencer, IA, for accommodation of a 2" water line along 80<sup>th</sup> Ave. between Sections 31 and 32 Barnes Township, to serve the Campbell family. Carried.

Engineer Bret Wilkinson presented landowner agreements and maintenance agreements for the North Raccoon River Watershed project, that require the Board Chair to sign. The landowner agreements and maintenance agreements are with Rob Smith, M & M Smith Family Farm, LLC, and Jonathon Smith, all in Sections 16, 17 and 20 Providence Township. Wilkinson stated that the project has been let, and there will be a pre-construction meeting on October 28. Wilkinson stated that the checks from these individuals have been received for their share, and the rest of the funds will be paid by the Federal Grant of the North Raccoon River Watershed. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the landowner agreements and maintenance agreements with Rob Smith, M & M Smith Family Farm, LLC, and Jonathon Smith, for the **North Raccoon River Watershed** project. Carried.

Engineer Bret Wilkinson received paperwork from Ryan Mohr, regarding the Whitney Pit, and whether the Board wanted to continue with cash rent or switch to crop share. Wilkinson stated that Mohr had written newer updated leases. No action will be taken today, but it will be placed on a future agenda.

**Secondary Road Report:** They are doing their final mowing for the season, blading county roads and shaping them up, working on driveways, and tiling repairs as the crops are coming out; Wilkinson stated that they are working west of Albert City with Drainage Engineer Brian Blomme, as they plan to repair 1,200' of tile that is in the right-of-way; their newest employee started yesterday.

I.T. Director Tyler Van Houten presented a proposal from TextMyGov to the Board. TextMyGov gave a presentation to the last Department Head meeting, showing how citizens could sign up to be able to easily text a word of something they are looking for in the county departments, and the system would automatically direct them to the county website and where to find the answer to their question. The cost of the service is based on the number of text messages. For the size of Buena Vista County, the company suggested starting with 75,000 texts messages, which would be a cost of \$7,000 for the first year, which includes the setup and training, and then a \$5,000 maintenance fee each additional year. The majority of the department heads were in favor of this service. TextMyGov is an allowable expense for the ARPA funds, however, the consensus was to use the Cares Act funds, to begin the process sooner. Huseman commented that he wasn't in favor of this, as it seemed like a lot of money to spend on it, and he wasn't sure it would be a good service, as the older generation won't use it. Huseman asked Auditor Lloyd what she thought about the project. Lloyd was in favor of the project, and could see benefits with pushing messages out during elections, reminding residents of deadlines. Lloyd stated that the department heads were in favor, as they thought it may help with phone calls, asking which department handles certain things. Lloyd stated that counties are starting to sign up for these services, along with several cities. Motion by Ringgenberg, second by Huseman, to approve the use of Cares Act funds for the TextMyGov project, and authorize the Chair to sign. Carried.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 11:10 a.m. until Tuesday, October 19 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SECOND MEETING, 2021 SESSION (42)  
OCTOBER 19, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, October 19, 2021 at 8:30 A.M. in the Secondary Road Conference Room with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Huseman, second by Merten, to approve the agenda. Carried.

Engineer Bret Wilkinson requested the Board allow him to purchase a truck body for the shop truck. Motion by Ringgenberg, second by Altena, to approve and allow the County Engineer to purchase a **2021 Chevy 3500 60" CA DRW**, from Steffen Truck Equipment, Inc., in the amount of \$24,030.00. Carried.

Engineer Bret Wilkinson informed the Board that he has received a **request from the City of Truesdale**, to plow their side streets. Wilkinson stated that the department usually doesn't plow side streets, as they don't want to damage yards due to using larger equipment. Wilkinson stated that the department does some plowing in Rembrandt and Linn Grove, but there are two graders in Rembrandt, so they plow streets on their way out to clear the county roads. Wilkinson stated that this is not the "normal" for Secondary Roads to plow city side streets, and asked the Board how they would like him to respond to Truesdale's request, as he would like an answer soon, as winter is coming. Merten asked Wilkinson to contact Truesdale and ask them if this is a priority, or can the snow removal take place later, when the crew is done with the county roads. Merten stated that Secondary Roads needs to hit the priorities first.

Engineer Wilkinson asked the Board if they had reviewed the new **farm lease** forms that he handed out at the last meeting. Merten commented that he doesn't want to make any changes to the farm lease for the Whitney Pit ground, it's not the best ground up there. Merten is okay with keeping it cash rent. Wilkinson stated that there were newer updated forms. Merten stated that it would be okay to use a new updated farm lease form, and send it to the tenant, and if he doesn't like it, he will contact the Board.

**Secondary Road Report:** The crew has been mowing, edge rutting along the roads, and mounting snow equipment; Wilkinson stated that they need to haul additional sand down here before winter.

Motion by Huseman, second by Ringgenberg, to approve the **minutes** of 10/12/21, as printed, and the following **reports:** September 30 Conservation Board minutes, and September Solid Waste Commission minutes. Carried.

Motion by Ringgenberg, second by Altena, to acknowledge receipt of a letter from Jane Besaw, regarding her concerns on the **Platinum Crush rezoning** request. Carried.

The time arrived for the Board to take action on the five amendments to the Buena Vista County Comprehensive Development Plan (Comp Plan) and possible adoption of the Comp Plan, as recommended by the Zoning Commission. Motion by Ringgenberg, second by Merten, to approve the amendment of the SW ¼ of the SW ¼ of Section 14 Township 91 Range 91 North West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Commercial, and authorize the Chair to sign **Resolution #2021-10-19-B**. Ayes all. Nays none. Motion carried.

#### **RESOLUTION #2021-10-19-B**

**WHEREAS** the Buena Vista County Zoning Commission held a public hearing on a proposed amendment to the proposed and recommended future land use map in the proposed Comprehensive Plan for the following property: SW ¼ of the SW ¼ of Section 14 Township 91 North, Range 38 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa. The property is situated on the East side of 50<sup>th</sup> Ave, and the north side of 570<sup>th</sup> Street, in Nokomis Township from Agricultural to Commercial; and

**WHEREAS**, the Zoning Commission recommends amendment of the SW ¼ of the SW ¼ of Section 14 Township 91 North, Range 38 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Commercial; and

**WHEREAS** the Board of Supervisors held a public hearing for public comments on the amendment of the SW ¼ of the SW ¼ of Section 14 Township 91 North, Range 38 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Commercial.

**THEREFORE**, the Buena Vista County Board of Supervisors approves the amendment of the SW ¼ of the SW ¼ of Section 14 Township 91 North, Range 38 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Commercial.

/s/ Kelly Snyder, Chair of the Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Motion by Merten, second by Altena, to approve the amendment of Part of the North ½ of the NE ¼ of Section 17 Township 91 North Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial, and authorize the Chair to sign **Resolution #2021-10-19-C**. Ayes all. Nays none. Motion carried.

**RESOLUTION #2021-10-19-C**

**WHEREAS** the Buena Vista County Zoning Commission held a public hearing on a proposed amendment to the proposed and recommended future land use map in the proposed Comprehensive Plan for the following property: Part of North ½ of the NE ¼ of Section 17 Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa. The property is situated on the North side of 560<sup>th</sup> Street, and approx. 1300 east of 90<sup>th</sup> Ave, in Washington Township from Agricultural to Industrial; and

**WHEREAS**, the Zoning Commission recommends amendment of Part of North ½ of the NE ¼ of Section 17 Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial; and

**WHEREAS** the Board of Supervisors held a public hearing for public comments on the amendment of Part of North ½ of the NE ¼ of Section 17 Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial.

**THEREFORE**, the Buena Vista County Board of Supervisors approves the amendment of Part of North ½ of the NE ¼ of Section 17 Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial.

/s/ Kelly Snyder, Chair of the Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Motion by Huseman, second by Merten, to approve the amendment of the SE ¼ of the SE ¼ of Section 12 Township 92 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Transitional Agricultural to Commercial, and authorize the Chair to sign **Resolution #2021-10-19-D**. Ayes all. Nays none. Motion carried.

**RESOLUTION #2021-10-19-D**

**WHEREAS** the Buena Vista County Zoning Commission held a public hearing on a proposed amendment to the proposed and recommended future land use map in the proposed Comprehensive Plan for the following property: SE ¼ of the SE ¼ of Section 12 Township 92 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa. The property is situated on the West side of HWY 71, and approx. 1920 feet south of 490<sup>th</sup> Street, in Scott Township, from Transitional Agricultural to Commercial; and



**WHEREAS**, the Zoning Commission recommends amendment of the SE ¼ of the SE ¼ of Section 12 Township 92 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Transitional Agricultural to Commercial; and

**WHEREAS** the Board of Supervisors held a public hearing for public comments on the amendment of the SE ¼ of the SE ¼ of Section 12 Township 92 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Transitional Agricultural to Commercial.

**THEREFORE**, the Buena Vista County Board of Supervisor approves the amendment of the SE ¼ of the SE ¼ of Section 12 Township 92 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Transitional Agricultural to Commercial.

/s/ Kelly Snyder, Chair of the Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Motion by Merten, second by Ringgenberg, to approve the amendment of the North ½ of the NE ¼ of the NE 1/4 of Section 20 Township 90 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial, and authorize the Chair to sign **Resolution #2021-10-19-E**. Ayes all. Nays none. Motion carried.

**RESOLUTION #2021-10-19-E**

**WHEREAS** the Buena Vista County Zoning Commission held a public hearing on a proposed amendment to the proposed and recommended future land use map in the proposed Comprehensive Plan for the following property: North ½, of the NE ¼ of the NE ¼ of Section 20 Township 90 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa. The property is situated on the South side of 50<sup>th</sup> Ave, and east of the Storm Lake Airport, in Hayes Township, from Agricultural to Industrial; and

**WHEREAS** the Zoning Commission recommends amendment of the North ½, of the NE ¼ of the NE ¼ of Section 20 Township 90 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial; and

**WHEREAS**, the Zoning Commission recommended amendment of the North ½, of the NE ¼ of the NE ¼ of Section 20 Township 90 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial.

**THEREFORE**, the Buena Vista County Board of Supervisors approves the amendment of the North ½, of the NE ¼ of the NE ¼ of Section 20 Township 90 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Agricultural to Industrial.

/s/ Kelly Snyder, Chair of the Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Motion by Merten, second by Huseman, to approve the amendment of Section 31 Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa on the future land use map of the Comprehensive Plan from Transitional Agricultural to Industrial, and authorize the Chair to sign **Resolution #2021-10-19-F**. Ayes all. Nays none. Motion carried.

**RESOLUTION #2021-10-19-F**

**WHEREAS** the Buena Vista County Zoning Commission held a public hearing on a proposed amendment to the proposed and recommended future land use map in the proposed Comprehensive Plan for the following property: Section 31, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa. The property is situated on the South side of Hwy 7, and East of 70<sup>th</sup> Avenue, in Washington Township from Transitional Agricultural to Industrial; and

**WHEREAS**, the Zoning Commission recommends amendment of the Section 31, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa, on the future land use map of the Comprehensive Plan from Transitional Agricultural to Industrial; and

**WHEREAS** the Buena Vista County Board of Supervisors held a public hearing on a proposed amendment to the proposed and recommended future land use map in the proposed Comprehensive Plan for the following property: Section 31, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa. The property is situated on the South side of Hwy 7, and East of 70<sup>th</sup> Avenue, in Washington Township from Transitional Agricultural to Industrial.

**THEREFORE**, the Buena Vista County Board of Supervisors approves the amendment of Section 31, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M. in Buena Vista County, Iowa, on the future land use map of the Comprehensive Plan from Transitional Agricultural to Industrial.

/s/ Kelly Snyder, Chair of the Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Motion by Ringgenberg, second by Huseman, to adopt the Buena Vista County Comprehensive Development Plan, as amended, and to authorize the Chair to sign **Resolution #2021-10-19-A**. Ayes all. Nays none. Motion carried.

**RESOLUTION #2021-10-19-A**

**WHEREAS** the Buena Vista County Board of Supervisors previously hired JEO to complete a Comprehensive Plan. With support of the Zoning Commission, there was a town hall meeting in every incorporated town in the county and input was gathered from both rural and incorporated areas as to the needs and future goals of the people; and

**WHEREAS** the Buena Vista County Zoning Commission held a public hearing concerning the comprehensive plan; and

**WHEREAS**, upon a vote of the majority of the Zoning Commission, the Zoning Commission submitted its final report containing the Commission’s recommendation to adopt the Comprehensive Plan to the Board of Supervisors; and

**WHEREAS** the Board of Supervisors held a public hearing for public comments on the Comprehensive Plan, that was submitted as the Final Report from the Zoning Commission.

**WHEREAS** the Board of Supervisors has approved amendments as recommended by the Zoning Commission to the proposed Comprehensive Plan.

**THEREFORE**, upon a vote of the majority of the Board of Supervisors, the Supervisors voted to adopt the Buena Vista County Comprehensive Development Plan, as amended.

/s/ Kelly Snyder, Chair of the Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Next on the agenda was the continuation of the rezoning request for Platinum Crush, LLC, in Section 31 Washington Township, and the 1<sup>st</sup> Reading of Ordinance 6.1A-26. The Board acknowledged the petition that was previously submitted at the September 21<sup>st</sup> meeting, from Mike Brostad and Todd Brechwald, homeowners located within 200' of the property located south of Highway 7 in Section 31 Washington Township, voicing a strong objection to the proposed rezoning request of Platinum Crush LLC. All five members of the Board of Supervisors were present for the 1<sup>st</sup> Reading of Ordinance 6.1A-26, the rezoning request for Platinum Crush, LLC, in Section 31 Washington Township. Motion by Merten, second by Ringgenberg, to approve the **1<sup>st</sup> Reading of Ordinance 6.1A-26**, the rezoning request for Platinum Crush, LLC, in Section 31 Washington Township. Ayes all. Nays none. Motion carried.

Motion by Merten, second by Huseman, to set the **2<sup>nd</sup> Reading of Ordinance 6.1A-26**, the rezoning request for Platinum Crush, LLC, in Section 31 Washington Township, for Tuesday, October 26, 2021, at 9:35 a.m. in the Secondary Road Conference Room, 526 Radio Road, in Storm Lake, IA. Ayes all. Nays none. Motion carried.

**Hear the Public- Platinum Crush:** Terry Bauer stated that he lives at Lake Creek, and was part of the founding group. Bauer stated that before the change is made to zoning, there needs to be a traffic count, and a survey of the traffic on Highway 7 east and west. Bauer lives on Villa Road, and said that when a semi comes off of M36 and heads south on the gravel road, there is so much dust, he can't see the semi. Bauer stated that it was obvious that the Board is going to approve this rezoning request, and stressed that the entrance for the Platinum Crush plant must be on the east, he doesn't want trucks coming from the north and west. Bauer stated that IDOT needs to come up with answers on where to enter the plant. Bauer stated that there is a water shortage for Storm Lake, Lakeside, and Lake Creek, and now this will add an additional 400,000 gallons of water per day, how will this affect everyone? Bauer stated that he does OSHA training, stating the importance of a noise assessment. Bauer, referring to the smell of the plant, stated that the people living to the south, haven't been involved at all. Bauer stated that the Board set a precedent with the tax abatement they gave to the Valero plant in Albert City, and the county is just starting to collect taxes on that property. Bauer stated that a tax abatement for Platinum Crush should be short term, so that there are tax dollars coming in to help pay for the roads, when they fall apart, and not be a burden to the taxpayers. Bauer stated that home owner valuations will see a 30% decrease, with no new people moving in. Bauer urged the Board to make it mandatory to have traffic enter the plant from the east, to help the Lake Creek residents. State Representative Gary Worthan stated that the buzz word is "value added", and this is a value-added project. Currently, the beans are shipped out of here, to other places, and then coming back to the area as bean meal. Worthan stated that the plant will be competing for beans, and says that .10/bushel is undershooting. Worthan commented to look at other plants, in Sgt. Bluff, Eagle Grove, Sheldon, and Cargill in Sioux City, all close to residential areas. Worthan stated that problems can be handled by having windbreaks to help with noise and odor. Worthan stated that this is a once in a lifetime opportunity, and we have three feed plants that will benefit, at Larrabee, Pomeroy, and Storm Lake. Worthan said that M36 could be extended, paving 70<sup>th</sup> Ave. to C63. The county would have expenses, but could be negotiated. Worthan stated that he has experience in commercial trucking business, and truckers take the best route. Beans coming from the north will take M36, and beans from the south will use 70<sup>th</sup> Ave. Worthan stated that we have to get this going, for economics. Paul Havens encouraged the Board to move slowly, get the financial incentives resolved before the 3<sup>rd</sup> reading of the Ordinance. Havens is concerned as to what Platinum Crush is going to do to mitigate damages to the owners at Lake Creek. Havens stated that the Board adopted the Comp Plan, but it doesn't make sense. Havens stated that the Board can amend one parcel to make it Industrial, but according to the Board's "plan", residential land needs separation, and all Lake Creek has, is the highway. Havens stated that the Board is supposed to protect the residential areas, and the rights of all landowners should be protected. Havens said that farmers don't consider odor as a nuisance, and commented that he is familiar with economics and how it works. Merten commented back to Havens, asking him what classification of land does Lake Creek have on the West, North, and East of them. Merten said that it is Ag, and according to what Havens says, the county is in violation. Havens stated that Ag doesn't bother Lake Creek, it is the Industrial. Merten commented that the farmers can bring in

manure and apply it to the Ag areas. Havens stated that he is not saying to separate Ag, and said that the Board is ignoring their own policy. Neil Krumpfen, from Linn Grove, thanked the Board of Supervisors for listening and their willingness to solve problems, stating that the Board is trying to be fair to everyone, good job. Ringgenberg stated that this is the first step in negotiating, there are still permits required and incentives to discuss. LuAnn Jacobson asked if all of the meetings would be open to the public. County Attorney Paul Allen commented that it would depend on what Platinum Crush was applying for, as the county may not be involved. Jacobson stated that she would like the railroad to be a part of it, she wants a berm and trees, and the location of the tracks. Nick Bowdish, one of the developers of Platinum Crush, stated that they want to be good neighbors, and if anyone has questions, give him a call. Bowdish stated that he wants an open line of communications, as they want to do everything they can, to be a good neighbor.

**Hear the Public—Other:** County Attorney Paul Allen informed the Board that Assistant County Attorney Ashley Herrig will be receiving the **Staff Attorney Award of Merit**, in November. This award recognizes and rewards experienced staff attorneys who have earned distinguished records of accomplishment, dedication and service to the Association, their communities, and to the public. Allen and the Board congratulated Herrig on receiving this award.

**Hear the Public—Other:** County Attorney Paul Allen informed the Board that the Facilities Committee had met, to discuss the request to house the **Public Defender** in the office next to the Recorder’s Office. Allen was informed that the committee was not going to recommend placement of the Public Defender in the office adjacent to the Recorder’s Office, due to a security issue and safety of the employees in the Recorder’s Office. County Recorder Curtis Reis spoke with Sheriff Elston about this issue, and was told by Sheriff Elston that he was also concerned about security. Allen stated that criminals are already coming in to the Courthouse, to pay fines, to meet with their attorney, or to appear in court. Allen stated that Retired Judge John Duffy has already contacted the departments on the 2<sup>nd</sup> floor of the Courthouse, asking them not to allow the Public Defender to use any space on 2<sup>nd</sup> floor, and is planning on contacting the 3<sup>rd</sup> Judicial District Judge to ask that the Public Defender be denied using any office in the Courthouse. Allen commented that the Judicial Branch shouldn’t decide what happens on the first floor of the Courthouse.

There being no further business, motion by Merten, second by Huseman, to adjourn the meeting at 10:13 a.m. until Tuesday, October 26 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-THIRD MEETING, 2021 SESSION (43)  
OCTOBER 26, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 26, 2021 at 8:30 A.M. in the Secondary Road Conference Room with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Huseman, to **amend today's agenda**, adding Resolution #2021-10-26-A for the county budget amendment. Carried.

Motion by Altena, second by Ringgenberg, to **approve the agenda**, as amended. Carried.

Engineer Bret Wilkinson presented information to the Board, regarding purchase of a replacement semi-tractor. Wilkinson had a quote for a new Western Star 4700SF, from Truck Center Companies, for \$140,355, and information on a 2018 Freightliner Cascadia 125, at Floyd's Truck Center, in Rapid City, SD. The used truck has 197,083 miles, and is listed for \$104,955. The new truck would be from Des Moines, and would have to be ordered. Wilkinson stated that the crew is split on which truck to purchase. The used truck would be less money, and the county could get it quicker, however it has a longer wheel base and doesn't have the PTO option. The new truck has the shorter wheel base plus the PTO option, and it should arrive April-June, 2022. Motion by Merten, second by Ringgenberg, to approve and authorize Engineer Wilkinson to negotiate to purchase a **2018 Freightliner Cascadia 125**, from Floyd's Truck Center, Rapid City, SD. Carried.

Engineer Bret Wilkinson informed the Board of **road damages** that were made by a tractor and disc, tearing up 6,500' of shoulders along gravel roads and county blacktops, also hit signs and mailboxes. Wilkinson is working with the Sheriff's Department to determine who caused the damages. Wilkinson stated that some repairs will be done this fall, and the rest will be done next spring.

**Secondary Road Report:** The crew has been cutting brush, working on driveways, equipment repairs, edge rutting, and mounting snow equipment.

The Chair opened the public hearing for the second **FY'22 budget amendment**. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Drainage Engineer Brian Blomme reviewed his requests that were part of the amendment. Motion by Ringgenberg, second by Huseman, to close the public hearing. Carried.

Motion by Huseman, second by Merten, to approve the **FY'22 budget amendment** as published, to authorize the Chair to sign the Budget Amendment certification, and to approve the following appropriations:

Increase activity	6010	Rural Basic Fund (0011)	Dept 24	\$2,520	
Increase activity	6310	General Basic Fund (0001)	Dept 98	\$6,846	
Increase activity	6320	General Basic Fund (0001)	Dept 98	\$55,250	
Increase activity	9200	General Suppl Fund (0002)	Dept 97	\$175,000	
Increase activity	0030	BV-Cal-Sac DD Fund (0029)	Dept 15	\$55,270	
Increase activity	0220	BV-Cal-Sac DD Fund (0029)	Dept 15	\$42,000	
Increase activity	0220	General Basic Fund (0001)	Dept 07	\$4,000	Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign **Resolution #2021-10-26-A**, amending the FY'22 Annual Budget by adopting budget amendment #2. Carried.

**RESOLUTION NO. 2021-10-26-A  
RESOLUTION AMENDING THE FY'22 ANNUAL BUDGET  
BY ADOPTING BUDGET AMENDMENT #2**

**WHEREAS** the Board of Supervisors approved Departmental Appropriations on June 29, 2021 for all departments, of the fiscal year beginning July 1, 2021 in accordance with Section 331.434, Subsection 6, Code of Iowa; and

**WHEREAS** the Board of Supervisors approved Budget Amendment #1 on July 27, 2021, thereby increasing appropriations by \$2,540,354, for a total budget after the amendment of \$29,080,755, including transfers; and

**WHEREAS** the Board of Supervisors has held the necessary hearing after having caused to be made the publication and notice required by law; and

**WHEREAS** the Board of Supervisors has reviewed the budget amendment #2 for FY'22, as presented by the County Auditor, increasing appropriations by \$340,886; and

**WHEREAS** the Board of Supervisors believe the aforesaid budget amendment #2 proposed for FY'22 to be in the best interests of Buena Vista County.

**NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS, BUENA VISTA COUNTY, IOWA:**

**SECTION ONE:** That the FY'22 budget for Buena Vista County, Iowa, on file in the County Auditor's Office is hereby amended and approved.

**SECTION TWO:** That this resolution shall be in full force and effect from and after its passage and approval in the manner provided by law, and the County Auditor is directed to make the filings required by law and to set up the books in accordance with the summary and details as adopted.

**PASSED, APPROVED, AND ADOPTED** this 26th day of October, 2021, by the Buena Vista County Board of Supervisors.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Laura Todd, Director of Strategic Partnerships at Buena Vista University (BVU), presented information to the Board about the Strategic Partnership program. BVU is partnering with organizations, to add to their employee benefits, with no cost to the organization. The program is available to part-time employees, full-time employees and their spouses, along with dependents of full-time employees, up to age 26. There is up to a 30% discount per credit hour for those taking online/hybrid undergraduate courses, up to 30% discount per credit hour for Organizational Leadership graduate programs, and up to \$2,000 available annually to attend BVU's residential campus in Storm Lake, IA. Any employees that currently attending BVU, would be grandfathered in, and would apply for a grant for the spring semester. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the Memorandum of Understanding between Buena Vista University and Buena Vista County, to participate in the **Strategic Partnership Program at BVU**. Carried.

All five members of the Board of Supervisors were present for the 2nd Reading of Ordinance 6.1A-26, the rezoning request for Platinum Crush, LLC, in Section 31 Washington Township. Motion by Huseman, second by Ringgenberg, to approve the **2<sup>nd</sup> Reading of Ordinance 6.1A-26**, the rezoning request for Platinum Crush, LLC, in Section 31 Washington Township. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Merten, second by Altena, to set the **3<sup>rd</sup> Reading of Ordinance 6.1A-26**, the rezoning request for Platinum Crush, LLC, in Section 31 Washington Township, for Tuesday, November 2, 2021, at 9:00 a.m. in the Secondary Road Conference Room, 526 Radio Road, in Storm Lake, IA. Motion carried.

**Hear the Public- Platinum Crush:** John Pitstick, resident of Lake Creek, stated that he had never heard of a bean crushing plant before, so he did some research. Pitstick was concerned about the amount of waste that is produced, and what would happen to it. Pitstick read information to the Board, as to what he found in his research, and discussed hexane, and its danger to the environment, toxic to fish and algae, and aquatic life. Pitstick stated that Alta and Storm Lake should be concerned about this, and the three schools that are close by, along with the residents of Lake Creek. Pitstick asked the Board how they can justify to future generations, that they knowingly added pollutants to the atmosphere. Nick Bowdish, developer of Platinum Crush, stated that Pitstick did a nice job of researching, but Bowdish corrected some information that was presented regarding the air permits, and the allowable tons of hazardous pollutants, which is 25 ton of air pollutant, and Platinum Crush would have fewer than 10 tons/year for hazardous (hexane).

Motion by Huseman, second by Ringgenberg, to approve the **minutes** of 10/19/21, as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: None. Carried.

Motion by Merten, second by Altena, to approve Change Order #1 for McCarty Custom, Inc., on the **DD #101** cleanout and repair project, in the amount of \$11,314.02. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the Contractor's Application for Partial Payment #4 of McCarty Custom, Inc., for **DD #101** cleanout and repair project, in the amount of \$53,564.34, pending receiving the original paperwork from McCarty. Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the **28 Agreement for the Electronic Services System (ESS)**--the 28E Agreement which governs the county land record information system, better known as "Iowa Land Records", allowing all contracts to be managed through the 28E organization itself instead of through the Iowa County Recorders Association. Carried.

Motion by Altena, second by Ringgenberg, to table appointing a department to take over the **Shelter Care and Substance Abuse budgets**. Carried.

There being no further business, motion by Merten, second by Ringgenberg, to adjourn the meeting at 10:11 a.m. until Tuesday, November 2 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-FOURTH MEETING, 2021 SESSION (44)  
NOVEMBER 1, 2021**

The Buena Vista County Board of Supervisors met in special session, with the Board of Health, on Monday, November 1, 2021 at 5:30 P.M. in the East Richland Annex Public Meeting Room with Chairman Snyder 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, Huseman, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

This meeting was a joint meeting with the Buena Vista County Board of Health, with the following members present: Julie Sievers, Peg Hinkeldey, Rhonda Ringgenberg, and Jon McKenna, and with Lacey Anderson, Public Health Fiscal Manager, as clerk for the Board of Health. Also present for the meeting was Env Health/Zoning Director Kim Johnson, and Environmental Health Specialist Jason Butler, who is an applicant for Johnson's position.

Supervisor Chair Snyder called the meeting to order, and informed Butler that the two boards wanted to ask more questions, and asked if Butler wanted to go in to closed session. Butler responded that he didn't have anything to hide, and requested the meeting to be open. Snyder then proceeded to tell Butler that there was an **accusation** that was brought to their attention, and they needed to pursue it, as it might affect the decision they make on filling Johnson's position. Snyder presented the accusation to Butler, to which Butler responded that it was 100% false, that he would never say such a thing. Snyder asked Butler why this person would say such a thing, and Butler stated that maybe it was someone that he gave a bad inspection report to. Board of Health member John McKenna asked Butler if he ever gave bad inspections, to which Butler stated that he does have to issue a bad inspection report sometimes, that is his job. Snyder stated that both Boards wanted to clear this up. Board of Health/Board of Supervisor Ringgenberg stated that Johnson's replacement would be in a position of power, and that they needed to check out the accusation. Butler stated that the accusation is 100% false, he says he does a good job, and tries to treat all the same, when doing inspections. Butler stated that he is baffled, he doesn't know why someone would make such an accusation.

There being no further business, motion by Huseman, second by Altena, to adjourn the meeting at 5:38 p.m. until Tuesday, November 2 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-FIFTH MEETING, 2021 SESSION (45)  
NOVEMBER 2, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 2, 2021 at 8:30 A.M. in the Secondary Road Conference Room with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Huseman, second by Merten, to **approve the agenda**. Carried.



Engineer Bret Wilkinson informed the Board that Secondary Roads did purchase the used **2018 Freightliner Cascadia**, in Rapid City, SD, for \$103,499, and a couple of the shop guys drove it home yesterday. They are getting signs on it, and installing the radios. Wilkinson stated that the belly dump trailer should come in the next two weeks. Wilkinson stated that he attended the meeting on the Massop property development, and he is working on calculating directly what benefits would be to the County.

**Secondary Road Report:** They are still mowing, a few gravel roads left to do. The mowers will be serviced and put away for the winter; the crew used the skid loader and milling attachment, and cut rumble strips coming up to the stop signs, in 6-7 locations; they have been edge rutting, hauling sand, and still have a few blades to put on; Wilkinson stated that they are almost closed out on the C63 project, with the State.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of 10/26/21, as corrected, and the following **reports:** September Board of Health minutes, September NWIPDC Policy Council minutes, June SHIELD Board minutes, and September NW IA YES Center minutes. Carried.

Motion by Ringgenberg, second by Merten, to declare the following list of laptops as **excess equipment**, and authorize their disposal: 20 Lenovo Think Pad with SN's #00144-560-876-267, #00144-560-876-319, #00144-560-876-290, #00144-560-876-311, #00144-560-876-305, #00144-560-876-277, #00144-560-876-282, #00144-560-876-315, #00144-560-876-299, #00144-560-876-246, #00144-560-876-337, #00144-560-876-280, #00144-560-876-330, #00144-560-876-294, #00144-560-876-318, #00144-364-339-817, #00144-364-391-567, #00144-364-391-578, #00144-364-339-921, #00144-364-339-930, and 2 Lenovo Think Pads without SN's. Motion carried.

Motion by Altena, second by Huseman, to approve and authorize the Chair to sign the amendment to the engineering contract for the North Raccoon River Watershed project with **WHKS**. Carried.

Motion by Ringgenberg, second by Merten, to set a public hearing for the status of funded activities for the **Career Link VT Grant**, on November 9, 2021, at 9:30 a.m. in the Board of Supervisors meeting room. Carried.

The Chair asked if there were public comments on the 3<sup>rd</sup> Reading of Ordinance 6.1A-26, the rezoning request for Platinum Crush, before the Board takes action. John Pitstick discussed hexane, and stated that he contacted the Emmetsburg plant, and the compliance officer refused to give information about the total capacity of the plant. Pitstick urged the supervisors to impose tougher restrictions, before approving this. Paul Havens made a request to the supervisors to continue this 3<sup>rd</sup> Reading of Ordinance 6.1A-26, for some time, for this reason, stating that they want to know the effects to Lake Creek residents and damages they would receive. Haven stated that if the Board does vote to approve the 3<sup>rd</sup> reading of the ordinance, he would request that they delay publishing of the ordinance until a development agreement is completed, have a contract to rezone for the purposed of the plant and the railroad, and prohibit the company of any secondary use on the site. Havens stated that if they add a bio diesel plant, that makes it an industrial park, and the Board needs to limit their ability to do that. Haven requests that berm be constructed, at the company's cost, to cut down on the noise and visual impact, that is binding on them and successors down the road. Havens requested the Board, to at a minimum, delay publication of the ordinance, and thanked them for listening. Chairman Snyder stated that the Board does have a lot of work to cover with the developers, and stated that they want to be good neighbors, and want to work for everybody. Snyder stated that he wants to go forward and grow and see a new plant come in to BV County. Havens stated that contract zoning goes out the window if you don't get it done before the ordinance becomes effective. Gary Rosene asked the Board what points they have left to stop this, stating that once you have zoned it, who okays it. The Board stated that the Zoning Administrator would okay it. Pitstick stated that it's already zoned, and what's stopping them. Haven stated that if the company sells the property, anything can come in. Al Clark stated that permits still had to be issued. Snyder stated that he has talked to a lot of people who live in communities, and the mayor and councils all support this

venture. Clark stated that he is a resident of Alta, and his daughter-in-law and granddaughter travel Hwy 7, and he would be concerned with hexane, but stated that if DNR and EPA had a problem with it, they would have stopped this project. Clark stated the future of Alta needs to have homes built, and businesses built, and stated that property values have never been higher, homes are at a premium. Clark stated that this is the beginning of a good thing, and said that the company will make it aesthetically pleasing. Huseman stated that he has received a lot of emails in favor of the project. LuAnn Jacobson stated that Platinum Crush has 440 acres of land, which is a lot, and stated that they are working with the Canadian Northern Railroad for 5 tracks to be put in. Huseman stated that he drove in to Lake Creek, on St. Andrews Drive, and he looked to where the plant will be, and he couldn't see it. Brad Jones asked what the economic impact would be for BV County. The Board stated that Representative Gary Worthan presented estimates a week ago, of \$35,000,000/year for the County. Jones asked where that came from. Snyder stated that it was from payroll, and the dollars changing hands, and from other counties coming in to BV County to do business. Jones stated that they are robbing jobs from elevators, there may be 40 new jobs. Developer Mike Kinley, stated that their payroll will be \$4,000,000, and by producers going directly in to the plant saves time and transportation. The elevator dries corn, stores corn, sells corn, stores beans, and markets beans. There are many factors beyond just payroll. Rosene asked if there was any financial information as to who will run this. Kinley stated that they call the shots, and told everyone to check them out to see what kind of neighbors we are, stating absolutely, they are good neighbors. Kinley stated that he had received one phone call, from Mike Wilson. Rosene stated that Lake Creek residents were never invited to a meeting. Kinley stated that there was a meeting at the clubhouse, and residents were there, including Rosene. Chairman Snyder stopped any more comments to be made, so that the Board could take action on the 3<sup>rd</sup> reading of the ordinance. Motion by Merten, second by Altena, to approve the **3<sup>rd</sup> Reading of Ordinance 6.1A-26**, the rezoning request of Platinum Crush, LLC, in Section 31 Washington Township, and to waive any further readings. Ringgenberg stated that this is the first step in the process. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Merten commented that the Board has heard the concerns, and they are elected to represent the whole county, they have to listen to all concerns. Merten stated that he did read the Constitution, and you cannot please all of the people, stating that he does what he thinks is best. Merten told the residents of Lake Creek, that they need to trust the Board of Supervisors, that we are negotiating for the best interests of BV County, getting things in order. Merten stated that if you can't trust us, then we shouldn't be here. Some things are confidential until a certain point in the process.

Engineer Bret Wilkinson and Auditor Susan Lloyd, as members of the Courthouse Facilities Committee, informed the Board that the Committee was not recommending placement of the Public Defender in the Courthouse, due to security issues. The Committee recommended placement of the Public Defender in the Community Services building. Chairman Snyder stated that he visited with CEO Dawn Mentzer, Rolling Hills Mental Health Region, and asked if there would be space available, and how she felt about adding this person to a room in their building. Snyder stated that Mentzer was fine with having the Public Defender use an empty office in the Community Services building. County Attorney Paul Allen was present for this discussion, and stated that he was working on a lease agreement with Administrative Services. Merten asked if the lease could include an increase to the monthly rate, from \$10/month to \$30/month. Snyder stated that he would like to have it raised to \$100/month. Allen stated that the legislature didn't budget any funds for this project, and stated that the Public Defender would be a state employee. Motion by Ringgenberg, second by Merten, to allow the County Attorney to revise the lease with the Iowa Department of Administrative Services, to house a **Public Defender** in the Community Services Building, for a term of 3-years, at \$20/month, with automatic renewal each year, unless terminated with a 30-day notice. Carried.

County Attorney Paul Allen reviewed the private non-profit agency requests that were received, either as a 28E Agreement or a contract for services. Allen recommended that the Board approve Elderbridge's 28E bilateral agreement. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the 28E Agreement with Elderbridge. Carried.

County Attorney Paul Allen stated that he has been working with the RIDES CEO on the breakdown of their services. Allen stated that the contract for Family Crisis Center needs more specific information included. Allen stated that CAASA submitted a letter, and not contract. Allen stated that Upper Des Moines contract doesn't really meet economic development activities, and suggested that a contract may be a better fit. BV Soil and Water Conservation also needs to be more specific. Allen stated that he will be contacting these agencies, to try and get something worked out.

County Attorney Paul Allen discussed hiring outside legal counsel from the Ahlers & Cooney Law Firm, to help with a development agreement and finance paperwork for the county. Allen stated that there is a team of three people at the law firm, that are experts in this area, and the cost to retain them would be between \$10,000-\$15,000.

Conservation Director/Weed Commissioner Greg Johnson and Deputy Weed Commissioner Brian Jones reviewed the 2021 Weed Report. Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign the 2021 Weed Commissioner's Report. Carried.

Drainage Engineer Brian Blomme and Assistant to the Drainage Engineer Eric Yunginger were present to file the Completion Report on DD #101 OD. Blomme stated that McCarty completed the work on 10/18/2021, and a notice has been prepared and sent to Drainage Attorney Gary Armstrong, which will be sent out to those traversed by the repair work, experiencing crop damages along the alignment of the tile. Blomme stated that damages for loss of input costs for corn are \$625/acre, \$525/acre for soybeans, \$295/acre for CRP & WRP, \$375/acre for hay, and \$195/acre for pasture, for a total of \$6,022.79. The engineering estimate was \$178,783.20, the bid was \$118,558.25, and the final contract price is \$129,872.27, which is 9.5% above the contractors bid, due to discovery of private tiles and additional surface pipe. Motion by Merten, second by Altena, to tentatively accept the Drainage Engineer's Completion Report for the DD #101 OD project, and to set the public hearing on the Completion Report for November 23, 2021, at 9:00 a.m., in the Boardroom of the BV County Courthouse. Carried.

There being no further business, motion by Ringgenberg, second by Huseman, to adjourn the meeting at 11:10 a.m. until Tuesday, November 9 at 8:30 a.m. for a regular session. Carried.

\_\_\_\_\_  
Susan Lloyd, Auditor  
\_\_\_\_\_  
Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SIXTH MEETING, 2021 SESSION (46)  
NOVEMBER 9, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 9, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Huseman, to **approve the agenda**. Carried.

**Secondary Road Report**: The crew running blades are out on the gravel roads, shaping them up; they are doing some education training for the guys that haven't been out on the winter routes before; they are basically done mowing; the wheeled excavator has been going around picking up things in the ditches, then they will put the brush cutting head on, and run that for a while; they have had the bobcat out cutting brush; they are still hauling sand and rock, preparing for winter; the new motor grader will show up later this month; and they are still working on tile repairs, still have 4-5 to get done.

Env Health/Zoning Director Kim Johnson informed the Board that she has 26 working days left before her retirement. Johnson stated that if she took all of her **vacation**, she would be down to seven working days. Currently, on her last check, she would have her regular pay, plus her accrued hours of vacation, along with her sick leave payout over the maximum. Johnson requested that the Board allow her spread her pay out over the next three payrolls. Payroll Specialist Yvonne Sandhoff informed the Board that she would be contacting IPERS to check on this, how it would affect IPERS. No action was taken on this request today.

The Chair opened the Public Hearing on the rezoning request for Tom Fitzpatrick in Section 20 Hayes Township, with Env Health/Zoning Director Kim Johnson and Tom Fitzpatrick present. Johnson stated that the Zoning Commission met last night, and there were no objections, and the recommendation was for approval of the rezoning request. The Chair asked if there were any questions from the public, and there was none. Motion by Merten, second by Huseman, to close the public hearing. Carried. Fitzpatrick explained the layout of the storage sheds, which are sold, rather than rented. The owner pays for their own electricity, and their own taxes. Fitzpatrick charges each owner a yearly fee to cover the cost of insurance, mowing, and snow removal. Assessor Kathy Croker asked Fitzpatrick to have the condominium regime set for each building, with the number of units in that building, and not add on to it. By adding on to the first condominium, changes descriptions, and is difficult in tracking for abstractors and determining the legal descriptions. Fitzpatrick stated that he would pass this information on to his attorney. Motion by Ringgenberg, second by Merten, to approve the **1<sup>st</sup> Reading of Ordinance 6.1A-27**, the rezoning request for Tom Fitzpatrick, in Section 20 Hayes Township. Ayes Altena, Huseman, Merten, Ringgenberg, Snyder. Nays none. Motion carried.

Motion by Ringgenberg, second by Merten, to set the **2<sup>nd</sup> Reading of Ordinance 6.1A-27**, the rezoning request for Tom Fitzpatrick, in Section 20 Hayes Township, for Monday, November 15, 2021, at 8:30 a.m. in the Boardroom. Ayes all. Nays none. Motion carried.

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Bill and Cheryl Baughman in Section 11 Newell Township. Motion by Merten, second by Altena, to approve and authorize the Chair to sign **Resolution #2021-11-09-A** Minor S/D for Bill Baughman in Section 11 Newell Township. Carried.

#### **RESOLUTION 2021-11-9-A**

**WHEREAS** Bill Baughman and Cheryl Baughman have presented has presented preliminary and final plats (of survey) on the following described property:

DESCRIPTION LOT B

**A TRACT OF LAND LOCATED IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER ( S ½ SW ¼ SW ¼) OF SECTION 11, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 11; Thence South 89° 53' 55" East, along the South line of the said Southwest Quarter(SW ¼) 810.40 feet; Thence North 00° 26' 07" West, 660.15 feet to the North line of the South Half of the Southwest Quarter of the Southwest Quarter (S ½ SW ¼ SW ¼); Thence North 89° 45' 13" West, along said North line, 810.31 feet to the West line of the Southwest Quarter (SW ¼): Thence South 00° 25' 31" East, along said West line, 662.20 feet to the Point of Beginning.

Hereafter know as Lot B in Section 11, Township 90 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 12.30 acres and is subject to all easements of record.

**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:**

DESCRIPTION LOT B

**A TRACT OF LAND LOCATED IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER ( S ½ SW ¼ SW ¼) OF SECTION 11, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 11; Thence South 89° 53' 55" East, along the South line of the said Southwest Quarter(SW ¼) 810.40 feet; Thence North 00° 26' 07" West, 660.15 feet to the North line of the South Half of the Southwest Quarter of the Southwest Quarter (S ½ SW ¼ SW ¼); Thence North 89° 45' 13" West, along said North line, 810.31 feet to the West line of the Southwest Quarter (SW ¼): Thence South 00° 25' 31" East, along said West line, 662.20 feet to the Point of Beginning.

Hereafter know as Lot B in Section 11, Township 90 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any: None

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

DESCRIPTION LOT B

**A TRACT OF LAND LOCATED IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER ( S ½ SW ¼ SW ¼) OF SECTION 11, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Beginning at the Southwest (SW) corner of the Southwest Quarter (SW ¼) of said Section 11; Thence South 89° 53' 55" East, along the South line of the said Southwest Quarter(SW ¼) 810.40 feet; Thence North 00° 26' 07" West, 660.15 feet to the North line of the South Half of the Southwest Quarter of the Southwest Quarter (S ½ SW ¼ SW ¼); Thence North 89° 45' 13" West, along said North line, 810.31 feet to the West line of the Southwest Quarter (SW ¼): Thence South 00° 25' 31" East, along said West line, 662.20 feet to the Point of Beginning.

Hereafter know as Lot B in Section 11, Township 90 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa; and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 9th day of November, 2021.

/s/ Kelly Snyder, Chairman Board of Supervisors...../s/ Susan K. Lloyd, County Auditor  
The Chair opened the public hearing at 9:30 a.m. for the CDBG Status Hearing on Funded Activities of the **Career Link VT Grant**, with Cara Elbert, Planner for NW IA Planning & Development present electronically.

**Buena Vista County  
CDBG Status Hearing on Funded Activities  
Tuesday, November 8, 2021, 9:30am**

This public hearing on the status of Community Development Block Grant (CDBG) funded activities is being held to comply with citizen participation requirements of Section 507 of the Housing and Community Development Act of 1987. Buena Vista County was awarded \$107,896 in CDBG funds on January 16, 2020 to providing transportation services for employees from the Storm Lake area to VT Industries in Holstein.

This need to complete this project derived from conversations between Ida County Economic Development, VT Industries and in consultation with Regional Transit Authority (RIDES). As a result, the career link transportation service has commenced to provide those employees who need transportation to and from VT industries due to a flux of new employees that were hired as part of the expansion of a product line. This grant was an expansion on the initial VT Industries Career Link CDBG grant to as there was an increase in employees who were requesting to utilize the employment transportation service. The Buena Vista County Career Link Transportation service project is being funded in part through a Community Development Block Grant (CDBG) provided by the Iowa Economic Development Authority and matching funds through the VT Industries and the employees.

General accomplishments to date include starting up the employment transportation service. The CDBG contract performance target with the Iowa Economic Development Authority (IEDA) ends on January 16, 2022. It is expected that all service will be completed by the end of the contract performance period.

The total project budget as submitted in the CDBG application and under contract between the State of Iowa and Buena Vista County is \$210,654, of which \$107,896 is federal CDBG funds and \$102,758 is local matching funds. The local matching funds are comprised of a 50/50 split of fund from VT Industries and the employee who is utilizing the transportation service. As of October 15, 2021 the time of the last Request for Payment/Activity Status \$64,085 has been requested in federal CDBG funds and \$62,085 in local funds were expended, equating total expenditures of \$127,610. This equals approximately 50.22% of the original estimated project costs. The subcontract was awarded to Regional Transit Authority (RIDES) in the amount of \$210,654. CDBG grant administration invoices submitted by NW IA Planning & Development have totaled \$2,000 to date. There have been no changes made to the CDBG project budget. The scope of project and objectives or beneficiaries has remained the same. The public hearing is now open to any comments. There were no public comments. Motion by Ringgenberg, second by Merten, to close the public hearing. Carried.

EMA Director Aimee Barritt presented information to the Board about the BV Disaster Recovery-Unmet Needs Committee, that was formed to help when there is a disaster, and residents need assistance. Barritt stated that they would seek donations, and contacted the Community Foundation about receiving the funds, and then the Committee would work with Upper Des Moines Opportunity, who would issue checks to those individuals that the Committee would approve funds for. Community Foundation donated the first \$1,000 to the Unmet Needs Committee. Barritt requested that a member of the Board of Supervisors be on the committee. Motion by Huseman, second by Altena, to appoint Ringgenberg, as the Board's representative on the **BV Disaster Recovery-Unmet Needs Committee**. Carried.

EMA Director Aimee Barritt visited with the Board about the ARPA funds. New legislation was passed, S3011, and has been introduced in the House, that would allow up to ten million dollars of ARPA Funds to be considered lost revenue. Barritt asked the Board to delay the application process, until we see where the bill goes, as the applications may not need to go through the committee for approval.

Motion by Merten, second by Huseman, to suspend the **ARPA application process**, until it is known where S3011 goes in the legislature. Carried.

Sheriff Kory Elston, Chair of the Courthouse Security Committee and EMA Director Aimee Barritt, were present to ask the Board to approve the Courthouse Security Policy. Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **Courthouse Security Plan**. Carried.

Sheriff Kory Elston, informed the Board that a new special revenue fund would need to be created for the donations to the K-9's. Motion by Huseman, second by Merten, to approve and authorize the Auditor to establish **0034 K-9's Fund**. Carried.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of 11/1/21 and 11/2/21, as printed, today's **claims approval list**, **stamped drainage warrant register**, and the following **reports**: None. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign a **Certificate of Appreciation** for Linda White, for her 20 years of service to Buena Vista County, as she is retiring. Carried.

Motion by Ringgenberg, second by Huseman, to allow the maximum amount of \$2,750 for an employee to withhold for **FLEX**, for 2022, and \$5,000 for **Dependent Care**. Carried.

Motion by Ringgenberg, second by Altena, to approve Nurse Administrator Julie Sather, to take over the **budgets for substance abuse and shelter care**, due to the retirement of Linda White. Carried.

County Attorney Paul Allen presented an Engagement Letter with Ahlers & Cooney Law Firm, regarding development agreement services they can provide to the County. Motion by Merten, second by Huseman, to approve and authorize the Chair to sign the **Engagement Letter** with Ahlers & Cooney Law Firm, to represent Buena Vista County in connection with an Urban Renewal Plan for an Urban Renewal Area, and a development agreement with Platinum Crush, LLC in the Urban Renewal Area. Carried.

County Attorney Paul Allen informed the Board that he had received an ATV Ordinance from Chairman Snyder to review, and discovered that the County Ordinances haven't been recodified since 2003. The ordinances are to be recodified every five years. Allen stated that NW IA Planning and Development does codification, at a cost of \$5,000, and recommended that the Board approve and allow them to work on the codification. Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2021-11-09-B** Requesting Assistance of the Staff of the NW IA Planning & Development Commission in updating the BV County's Code of Ordinances. Carried.

#### **RESOLUTION #2021-11-09-B**

#### **A RESOLUTION OF THE BUENA VISTA COUNTY IOWA BOARD OF SUPERVISORS TO REQUEST THE ASSISTANCE OF THE STAFF OF THE NORTHWEST IOWA PLANNING AND DEVELOPMENT COMMISSION.**

**WHEREAS**, The Buena Vista County Board of Supervisors has agreed to the Intergovernmental Cooperation Agreement creating the Northwest Iowa Planning and Development Commission (hereinafter called the Planning Agency) and is a member in good standing; and

**WHEREAS**, the County wishes to engage the Planning Agency to provide certain technical and professional services in connection with . . .

#### **Updating the Buena Vista County's Code of Ordinances**

**WHEREAS**, Article III.E of the Intergovernmental Cooperation Agreement gives the Planning Agency the responsibilities outlined in Chapters 28H and 28I, Code of Iowa;

**NOW THEREFORE**, it is hereby resolved by the Buena Vista County Iowa Board of Supervisor that the Planning Agency be requested to provide staff assistance in the above-mentioned project; and

**THAT**, the Board of Supervisors understands and will comply with Policy Council guidelines regarding the assessments of costs of the Planning Agency staff assistance.

Passed, approved and adopted this 9<sup>th</sup> day of November, 2021

/s/ Kelly Snyder, Chairman Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

County Attorney Paul Allen updated the Board on the **private non-profit organizations** that he is working with for their necessary information in order to qualify for funding in FY'22. Allen is working with CAASA, Upper Des Moines, and Family Crisis Center.

County Attorney Paul Allen updated the Board on the **COVID vaccination requirements**. Allen stated that the requirements will go into effect for those agencies that receive Medicare and Medicaid, but currently there is a temporary injunction for the OSHA vaccination requirements, for businesses with more than 100 employees. January 4, 2022 is the "compliance" date, which would mean that the initial vaccination would have to begin by December 4, 2021 in order to be fully vaccinated by January 4, 2022. Allen stated that the fines imposed are up to \$14,000 per violation. Allen suggested to the Board that they should be prepared to impose the rule by December 4. The Board will revisit this subject at their November 23 meeting, making a decision on how they intend to enforce this rule, at their meeting on November 30.

Motion by Ringgenberg, second by Altena, to declare the results of the **canvass** of the 2021 Regular City-School Election held November 2, as follows:

City of Albert City:		COUNCIL MEMBERS (2 - 4 YR.)	
MAYOR (2 YR)		Kenneth L. Krohn	40 elected
Dale Skog	44 elected	Bruce A. Forbes	44 elected
		Scattering	1

.....  
City of Alta -

MAYOR (2 YR)		COUNCIL MEMBERS (2 - 4 YR)	
James C. Eaton	70	Willie Lang	197 elected
Kevin Walsh	334 elected	Desi Suter	312 elected
		Scattering	37

PARK BOARD (2 – 6 YR)	
Randy Ericksen	8 elected
Neal Peterson	16 elected
Scattering	59

For Public Measure CJ – Failed (Whether to remove the Utility Board)	
Yes	121
No	274



City of Lakeside - MAYOR (2 YR)		COUNCIL MEMBERS (3 - 4 YR)	
Roger Pomrenke	9 elected	Charlie Larson	30 elected
Scattering	7	Geneva Brungardt	25 elected
		Steve Brashears	26 elected
		Scattering	4

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City of Linn Grove - MAYOR (2 YR)		COUNCIL MEMBERS (5 – 2)	
Aaron Anderson	24 elected	Angela Crewther	21 elected
Scattering	5	Melissa Merida	22 elected
		Jud Graesing	25 elected
		Becky Jessen	19 elected
		Steven Jessen	7 elected
		Scattering	39

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City of Marathon - MAYOR (2 YR)		COUNCIL MEMBERS (2 - 4 YR)	
Michael J. White	29 elected	Mary A. Brooks	30 elected
Scattering	9	Jayme Burgess	11
		Douglas Enger	18 elected
		Larry Robinson	16

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City of Newell - MAYOR (4 YR)		COUNCIL MEMBERS (3 - 4 YR)	
Justin Melohn	65 elected	Brian E. Puhmann	53 elected
		Pamela Wilken	58 elected
		Stephen Smith	55 elected
		Scattering	6

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City of Rembrandt - COUNCIL MEMBERS (3 - 4 YR)			
Damon L. Hickman	13 elected		
Larry Kacmarynski	12 elected		
Kevin Vaudt	8 elected		
Scattering	3		

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City of Sioux Rapids - MAYOR (4 YR)		COUNCIL MEMBERS (2 - 4 YR)	
James Wise	67 elected	Chris Phelps	36
Scattering	31	Mike Katschman	82 elected
		Joel McCoy	72 elected
		Scattering	8

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City of Storm Lake - MAYOR (4 YR)		COUNCIL MEMBERS (2 - 4 YR)	
Michael Porsch	504 elected	Dylan WolfTornabane	106
Scattering	7	Margaret Martinez	328 elected
		Matthew Ricklefs	324 elected
		Shane Schreck	240
		Scattering	9

For Public Measure CK – Approved (Whether to reduce the Library Board to 5 trustees)

Yes	390
No	76

City of Truesdale -  
 MAYOR (1-2 YR)  
 Michael Paulsen 9 elected

COUNCIL MEMBERS (5 - 2 YR)  
 Connie Lewis 7 elected  
 Darla R. Weiland 8 elected  
 Christopher Barrickman 5 elected  
 Tina Shannon 7 elected  
 Melinda Bavero 3  
 Kevin King 3 elected (winner drawn)  
 Scattering 3

.....  
**All school results will not be final until November 15<sup>th</sup>, after the second-tier canvas-**

Albert City-Truesdale School District:

For School Board Director - elect 3  
 Kayla McCarthy 61  
 Jennifer Holt 62  
 Kyle Swenson 61  
 Scattering 3

Alta- Aurelia Community School District:

For School Board Director - elect 2  
 Jodi Theisen 127  
 Tom Hinkeldey 384  
 Mitch Langschwager 44  
 Corey Diischer 251  
 Bradley Rohwer 171

For Public Measure CI – (PERL Levy)

Yes 274  
 No 215

Galva Holstein School District:

For School Board Director, District 1 - elect 1  
 Jamie Whitmer 0  
 For School Board Director, District 3 - elect 1  
 Katie Johnson 0  
 Jeff Witzke 0  
 For School Board Director, District 4 - elect 1  
 Matthew Wittrock 0  
 For School Board Director, District 6 - elect 1  
 Don Kalin 0  
 For School Board Director, District 2 (to fill vacancy) – elect 1  
 Tyler Gebers 0

Laurens/Marathon School District:

For School Board Director - elect 2  
 Laura Todd 19  
 Benjamin Zylstra 18  
 Charles J. Harrold 16  
 For School Board Director (to fill vacancy) - elect 1  
 Benjamin Zylstra 1

Newell-Fonda School District:

For School Board Director, District 1 - elect 1  
John Sievers 67  
Scattering 3  
For School Board Director, District 2 - elect 1  
Chris A. Mercer 68

Schaller Crestland School District:

For School Board Director, District 1 - elect 1  
Matt Cress 0  
For School Board Director, District 2 - elect 1  
Steven R. Mason 0

Sioux Central School District:

For School Board Director, District 2 - elect 1  
Sara K. Sangwin 60  
Randy Ripke 119  
Scattering 1  
For School Board Director, District 3 – elect 1  
Lory Krummen 158  
Scattering 10

Storm Lake School District:

For School Board Director - elect 2  
Ashley WolfTornabane 199  
Steven Mills 374  
Erika Dierking 502  
Scattering 4

Iowa Central Community College:

For Director, District 2 – elect 1  
Brandon Michael Wessels 467  
Scattering 1  
For Director, District 3 – elect 1  
Larry Hecht 28  
Scattering 27

Iowa Lakes Community College:

For Director, District 6 – elect 1  
Pat Kibbie 32

Western Iowa Tech Community College:

For Director, District 2 – elect 1  
Bill Anderson 6  
Scattering 1 Motion carried.

**Hear the Public:** John Pitstick, resident of Lake Creek, came in to ask the Board to correct their minutes of 10/26, that were published. The minutes stated that Nick Bowdish corrected a statement that Pitstick said about hexane. The Board talked with him, listened to him, and did not request the minutes to be changed. Pitstick commented to the Board that he has a greater appreciation of what they do.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 12:10 p.m. until Monday, November 15 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SEVENTH MEETING, 2021 SESSION (47)  
NOVEMBER 15, 2021**

The Buena Vista County Board of Supervisors met in special session on Monday, November 15, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Merten, and Ringgenberg and with Election Deputy Karla Ahrendsen as clerk for the meeting. Absent: Huseman.

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

Four members of the Board of Supervisors were present for the 2nd Reading of Ordinance 6.1A-27, the rezoning request for Tom Fitzpatrick, in Section 20 Hayes Township. Motion by Merten, second by Ringgenberg, to approve the 2nd Reading of **Ordinance 6.1A-27**, the rezoning request for Tom Fitzpatrick, in Section 20 Hayes Township. Ayes: Altena, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Motion by Merten, second by Ringgenberg, to set the **3<sup>rd</sup> Reading of Ordinance 6.1A-27**, the rezoning request for Tom Fitzpatrick, in Section 20 Hayes Township, for Tuesday, November 23, 2021, at 8:30 a.m. in the Boardroom. Ayes all. Nays none. Motion carried.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of 11/9/21 as printed, and the following **reports**: October Conservation Board minutes. Motion carried.

Brian Blomme, County Drainage Engineer presented the information he found on purchasing an additional truck for the Drainage Department. He presented information **2022 Chevy Silverado 1500** from Edwards in Storm Lake. He explained to the board that after some research that finding a double cab would be very hard and probably not available until late June. He is requesting to purchase the 2022 Chevy Silverado 1500 crew cab that is available at Edwards in Storm Lake now for \$43,000 and would like to purchase running boards and a Decker toolbox for an additional \$2,200. After a brief discussion of why it was easier and quicker to purchase what was on the lot then to order a new vehicle it was motioned by Ringgenberg, second by Altena to purchase the vehicle and additions as Blomme presented it. Ayes all. Nays none. Motion carried.

Motion by Ringgenberg, second by Altena, to declare the results of the **canvass** of the 2021 Regular City-School Election held November 2, as follows:

Albert City- Truesdale CDS:  
Director At Large (4 Years)  
Kayla McCarthy 62 elected  
Jennifer Holt 63 elected  
Kyle Swenson 62 elected  
Scattering 3

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Alta- Aurelia CSD:  
Director at Large (4 years)  
Jodi Theisen 156  
Tom Hinkeldey 446 elected  
Mitch Langschwager 219  
Corey Diischer 302  
Bradley Rohwer 392 elected

For Public Measure CI- Approved (Whether to have the PERL)  
Yes 442  
No 328

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... Newell-Fonda CSD:  
Director District #1 (4 years) 158 elected  
John Sievers 3  
Director District #2 (4 years)  
Chris A. Mercer 167 elected

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Sioux Central CSD:  
Director District #2 (4 years) 143  
Sara K. Sangwin 190 elected  
Randy Ripke 1  
Director District #3  
Lory Krummen 293 elected  
Scattering 13

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...  
Storm Lake CSD:  
Director At Large (4 Years)  
Ashley WolfTornabane 199  
Steven Mills 374 elected  
Ericka Dierking 502 elected  
Scattering 4

Motion carried.

Dawn Mentzer and Linda White were present for the board to present Linda White a **certificate of appreciation** for 20 years of service to the county. Linda will retire on Nov 17, 2021. Chairman Snyder presented her with the certificate and thanked her for her service.

There being no further business, motion by Ringgenberg, second by Merten to adjourn the meeting at 9:30 a.m. until Tuesday, November 23 at 8:30 a.m. for a regular session. Carried.

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Karla Ahrendsen, Election Deputy

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-EIGHTH MEETING, 2021 SESSION (48)  
NOVEMBER 23, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 23, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to **approve the agenda**, as presented. Carried.

All five members of the Board of Supervisors were present for the 3rd Reading of Ordinance 6.1A-27, the rezoning request for Tom Fitzpatrick, in Section 20 Hayes Township. Motion by Ringgenberg, second by Huseman, to approve the 3rd Reading of **Ordinance 6.1A-27**, the rezoning request for Tom Fitzpatrick, in Section 20 Hayes Township. Ayes: Altena, Huseman, Merten, Ringgenberg, Snyder. Nays: None. Motion carried.

Engineer Bret Wilkinson presented a private utility permit for Dennis Pranschke, in Sections 14 & 23, Washington Township. Pranschke wants to trench under 570<sup>th</sup> Street from the home site at 1187 570<sup>th</sup> Street to the shop site at 1188 570<sup>th</sup> Street, for the transmission of electricity. Wilkinson stated that he could put caveats on the permit, for Pranschke to put a tape in the trench and a tracer wire. Wilkinson doesn't know whether it will show on "one call", if they are notified, or not. Motion by Merten, second by Altena, to approve the **private utility permit** for Dennis Pranschke, in Sections 14 & 23, Washington Township, to trench under 570<sup>th</sup> Street from the home site at 1187 570<sup>th</sup> Street to the shop site at 1188 570<sup>th</sup> Street, for the transmission of electricity for solar panels, with the addition to the permit, that the cable must have a tracer wire, tape must be placed in the trench above the wires for protection, and a sign must be placed at the right-of-way line stating "Buried Electric". Carried.

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the **Winter Maintenance Agreements** with the City of Linn Grove, and the City of Lakeside. Carried.

Engineer Bret Wilkinson informed the Board that he had spoken to the contractor for the **M50 box culvert project**, and the contractor is hoping to have the box by Christmas time, and asked about starting the project in mid-March, to be done by mid-April. Merten stated that he would like them to stay on that schedule due to the upcoming planting season. Wilkinson stated that the project will take approximately 3-4 weeks to complete.

**Secondary Road Report:** The crew has been blading and brush cutting; all of the snow equipment has been mounted on the trucks, now getting the wings on, so they will be ready for winter; Wilkinson stated that they have enough sand to get them through the winter, the salt and mix buildings are full; Wilkinson stated that he hopes to see a motor grader in the next few weeks.

Chairman Snyder asked Engineer Wilkinson if there had been a **destination light** at the intersection of C25 & Hwy 71. Wilkinson stated that there wasn't a light at that intersection, but he would check on the price to put a destination light at that location.

The Board discussed with Engineer Wilkinson a request to place a **speed limit sign** on 90<sup>th</sup> Ave. by the new Storm Lake Elementary School, that is planned to open in January, 2022. Wilkinson stated that the City of Storm Lake has jurisdiction from Hwy 7, north to the new school. Merten stated that there needs to be signs of “no parking” along 90<sup>th</sup> Ave., running past the new school. Wilkinson stated that he would talk to the City’s Traffic Safety Committee.

The Chair opened the public hearing on the Drainage Engineer’s Completion Report on the DD **#101 OD Project**, with Drainage Engineer Brian Blomme, landowners Henry & Mildred Morrow, Engineer Bret Wilkinson, and Drainage Clerk Kristina Konradi present. Blomme stated that he calculated the crop damages using Ag Decision Maker, and asked if there were any questions from the Board, to which there was none. Blomme asked Morrows if they had any questions, to which they asked about whether they were to pay for re-establishing the areas damaged. Blomme stated that the landowner was responsible for re-establishing the damaged areas, and the crop damage payment would help them with that cost. Blomme stated that the Engineer’s estimated construction cost of the project was \$175,783.20, the contractor’s bid was \$118,558.25, and the actual construction cost of the project was \$129,872.27, which was 9.5% above the original contract price due to additional private tile discovered, additional tile outlets placed, stabilization of side slopes, and surface drain pipe needed. Blomme stated that the life expectancy of the project is approximately 30 years. Blomme stated that the cost damages came to \$6,022.79, without written damage claims from the landowners. Blomme asked if there were any more questions, and there were none. Motion by Merten, second by Ringgenberg, to close the public hearing. Carried. Motion by Ringgenberg, second by Merten to accept the work, as completed on the DD #101 OD Project. Carried. Motion by Huseman, second by Merten, to order final payment of \$12,987.23 to the contractor, which is the retainage amount on the DD #101 OD Project, 30 days from today. Carried. Motion by Altena, second by Merten, to order crop damage payments, calculated by the Drainage Engineer, in the amount of \$6,022.79. Carried.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of 11/9/21, as printed, today’s **claims approval list**, **stamped drainage warrant register**, and the following **reports**: October Conservation Board minutes, October Sheriff’s Report of Fees Collected, and September Central Iowa Detention Commission minutes. Carried.

County Attorney Paul Allen presented the lease agreement for the State of Iowa Public Defender, to use office space in the Cayuga Street Annex Building. The lease begins December 1, 2021 and runs through and including June 30, 2024. Motion by Huseman, second by Altena, to approve and authorize the Chair to sign the lease agreement for the **State of Iowa Public Defender**, to use office space in the Cayuga Street Annex Building, from December 1, 2021 through June 30, 2024. Carried.

County Attorney Paul Allen discussed a possible **reorganization of the Environmental Health/Zoning Department**. Allen stated that he had been asked by Board of Health Chairman Jon McKenna and Board of Supervisors Chairman Kelly Snyder whether the Environmental Health portion could be consolidated with Public Health, since they are both under the Board of Health, and then assign the Zoning portion to someone else. Allen was asked whether zoning could be given to the Assessor, but stated that according to the Iowa Code, the person that is appointed as the County Assessor is to perform 100% assessor duties, so that wouldn’t be an option. The Attorney’s Office was discussed, but Allen stated there would be too many conflicts, and would create an inability to handle cases if there was an issue. Giving zoning to the County Engineer was discussed, but Allen stated that the Engineer is a contract employee, for 3-years, and there are no such provisions for zoning, as zoning is an appointed position, that the county cannot contract for a zoning administrator. Allen stated that there is not a requirement that the zoning administrator be a department head. The Board will consider the various options and make a decision at a later date.

County Attorney Paul Allen was present for his appointment. Motion by Merten, second by Ringgenberg, to go into **closed session** (at 10:17 a.m.) under Chapter 21.5(1)(c) of the 2021 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, Snyder. Motion carried.

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

County Attorney Paul Allen was present for his appointment. Motion by Merten, second by Altena, to go into **closed session** (at 11:10 a.m.) under Chapter 21.5(1)(c) of the 2021 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, Snyder. Motion carried.

Motion by Ringgenberg, second by Merten, to go out of **closed session** at 11:26 a.m. Carried.

County Attorney Paul Allen was present for his appointment. Motion by Merten, second by Huseman, to go into **closed session** (at 10:26 a.m.) under Chapter 21.5(1)(c) of the 2021 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, Snyder. Motion carried.

Motion by Merten, second by Altena, to go out of **closed session** at 11:29 a.m. Carried.

County Attorney Paul Allen gave an update on the **Covid vaccination requirements**. Allen stated that the CMS portion is not enjoined, so those agencies that receive Medicare payments, will be required to be fully vaccinated by January 5, 2022. OSHA requirements, are on hold, but Allen urged the Board to be prepared on what they will want to do, if the court moves forward with the mandate. Allen stated that both CMS and OSHA have medical and religious exemptions. Allen stated that the Board of Health will need to meet to decide if they will enact the CMS requirement, but doesn't know why they wouldn't. Allen stated that the rules broadened the OSHA medical and religious reasons, except the emergency mandate says the medical practitioner must sign off on it, and a signed statement would be needed for the religious exception. Allen commented that employees that haven't started their vaccination by December 4, and if the mandate goes into effect January 5, employees would then be required to wear a 2-fold mask and do weekly testing. There are required paper forms to be kept, which Allen suggested Payroll Clerk Yvonne Sandhoff keep those for the OSHA requirement, and that Nurse Administrator Julie Sather keep the paperwork for the CMS requirement. Allen restated that the OSHA requirement is still on hold at this time.

Nurse Administrator Julie Sather informed the Board that she has a Family Steps employee that is moving to half-time, and she would like to post a job for a full-time employee, that would do the other half of Family Steps and be a half-time nurse, certified to do testing. Sather stated that she would like to have a bilingual person. Sather stated that her staff is accumulating a lot of comp time and they are not using vacation, because they are so busy. Motion by Huseman, second by Merten, to allow Nurse Administrator Julie Sather to advertise and **hire one full-time person** at Public Health. Carried.

Env Health/Zoning Director Kim Johnson presented information on a Minor S/D request for Arlen Carlson in Section 5 Nokomis Township. Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign **Resolution #2021-11-23-A** Minor S/D for Arlen Carlson in Section 5 Nokomis Township. Carried.



Motion by Ringgenberg, second by Altena, to increase the maximum amount allowed for an employee to withhold for **FLEX**, for 2022, to \$2,850, as the maximum amounts changed after the previous approval. Ayes: Altena, Huseman, Ringgenberg, Snyder. Nays: Merten. Motion carried.

Motion by Ringgenberg, second by Merten, to appoint Kim Johnson to the 2021 **Buena Vista County Re-Districting Commission**, replacing Lori Darrow, a Republican. Carried.

Motion by Huseman, second by Ringgenberg, to designate the following members to the **County Committee for Platinum Crush**: Supervisor Tom Huseman, Supervisor Paul Merten, Engineer Bret Wilkinson, Zoning Administrator Kim Johnson, Auditor Susan Lloyd, and Election Deputy Karla Ahrendsen. Carried.

**Hear the Public:** John Pitstick came in to ask the Board if anyone had checked on his previous comment that he made about air permits and the allowable tons of hazardous pollutants (hexane), and that the minutes stated that Developer Nick Bowdish corrected some information that Pitstick presented regarding the air permits and the allowable tone of hazardous pollutants. Merten stated that he did contact Bowdish and asked about this, and was told that Pitstick was correct, giving information about a large plant. Pitstick commented that the whole process was foggy, as there was no presentation to the Board of Supervisors about Platinum Crush, yet they all knew about it. Merten stated that Shannon Landauer, Iowa Lakes Corridor, had visited with a few supervisors individually, and that was all. Pitstick commented that all of the supervisors attended the Zoning Commission Meeting, yet it wasn't in the minutes. Merten commented that they all attended as "citizens", and not as a Board, they sat separately, didn't discuss with each other, they were there to gain knowledge of the project. Pitstick asked the Board if the county was in a lawsuit over the Platinum Crush, since there were three closed sessions on the agenda for today. The Board informed Pitstick that today's closed sessions had nothing to do with Platinum Crush. Pitstick asked the supervisors why they don't have open meetings on decisions regarding Platinum Crush. Merten commented that the committee will meet with Platinum Crush representatives, to see what they want, and the committee will recommend to the Board of Supervisors of what to offer them. The recommendation of the committee to the Board of Supervisors will be in a public meeting. Pitstick asked if anyone from the public was part of the committee, to which the Board responded no, it was up to the County Committee to work with Platinum Crush. Pitstick stated that he still had questions about the 110 lbs. of waste, what happens to all of that. (Merten left at 12:32 p.m.) It was stated to Pitstick that mineral water is natural minerals, that are not hazardous and then goes to the Maple River.

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

GIS Coordinator Eric Chase reviewed the **supervisor re-districting maps** that were presented at the County Re-Districting Committee meeting last night. Chase stated that he developed four different plans for the committee. Chase commented that the County's population increased 2.3% or 563 people to 20,823, and stated that each supervisor district should have 4,165 residents, plus or minus 41, in order to meet the requirements of re-districting.

There being no further business, motion by Huseman, second by Ringgenberg to adjourn the meeting at 12:41 p.m. until Tuesday, November 30 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-NINETH MEETING, 2021 SESSION (49)  
NOVEMBER 30, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 30, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to **approve the agenda**, as presented. Carried.

Engineer Bret Wilkinson informed the Board that there would be another person retiring from his crew, and he would like to advertise for an E01 position. Motion by Ringgenberg, second by Huseman, to approve Engineer Wilkinson's request to advertise for an **E01 position**. Carried.

Engineer Bret Wilkinson informed the Board that he didn't have answers yet on the request for a **speed limit sign** by the new Storm Lake Elementary School, or the cost of placing a **destination light** at the intersection of C25 and Hwy 71.

**Secondary Road Report:** The crew has been blading and brush cutting. Normal operations.

Motion by Merten, second by Altena, to approve the **minutes** of 11/23/21, as corrected, and the following **reports:** October Sheriff's Report of Federal Inmate Billings, October NW IA YES Center minutes, October NWIPDC Policy Council minutes, July NW IA Planning & Development Commission Transportation Policy Committee minutes, November Safety minutes, October BV County Landfill minutes, and September Central IA Detention Commission minutes. Carried.

Payroll Clerk Yvonne Sandhoff informed the Board that she talked with IPERS, regarding Kim Johnson's request to have her remaining vacation, and accrued vacation, paid out over her remaining checks, due to her retiring. Sandhoff stated that her remaining current vacation could be paid out now, but her accrued wouldn't be paid out until her last paycheck. Motion by Ringgenberg, second by Merten, to approve **paying out Kim Johnson's current vacation, accrued vacation, and float day**, split between her remaining two checks, pending Johnson's approval. Carried.

Al Clark, stated that he was a 10-year veteran, a veteran of the postal service, a hunter, and fisherman, and said that the Constitution and the Bill of Rights is important to him. Clark stated that there is a movement across the State of Iowa, and the country, to become a **Second Amendment Sanctuary County**. Clark stated that it sends a message that history and tradition is important. Clark presented the Board with a sample resolution from the Iowa Firearms Coalition, and asked the Board to consider signing such a resolution, stating that if approved, BV County would be the 27<sup>th</sup> county in Iowa to pass this resolution. The Board asked County Attorney Paul Allen and Sheriff Kory Elston what their thoughts were on this request to approve a resolution approving BV County to be a Second Amendment Sanctuary County. Allen stated that he didn't have a particular opinion, other than to state that this is symbolic. Elson also stated that this is symbolic, and that he supports it, and there wasn't a reason not to sign it. No action was taken today. A resolution will be placed on next week's agenda.

The Board began the discussion of **additional staff** that may be needed in various offices. Ringgenberg stated that the Board of Health voted to consolidate Public Health and Environmental Health, with the supervision of the Environmental Health under Nurse Administrator Julie Sather, and the Zoning Administrator would be up to the Board to appoint. Ringgenberg stated that some things are coming out in the future with Public Health, which it would be beneficial to have Public Health and Environmental Health together. Merten stated that Engineer Wilkinson is looking to add a person to his staff, and maybe zoning could be placed there, if the county continued with zoning. Ringgenberg asked the Board what their thought was, about interviewing the applicants again, to see if they were interested in the Zoning Administrator position. Merten stated that was a good idea, since it is a split job now. The consensus of the Board was to have Ringgenberg and Huseman contact the applicants, to see if they were interested in this part-time zoning position, and if nobody was interested, then the Board would have to appoint someone else as the zoning administrator. Conservation Director/Weed Commissioner Greg Johnson stated that Darwin Reese would be retiring next year, so they would need someone to replace him. Johnson also stated that they have thought about another naturalist. County Attorney Paul Allen stated that he still wants to hire a 4<sup>th</sup> attorney. Engineer Bret Wilkinson stated that he would like to hire another person, to help his office administrator and others.

**Hear the Public:** County Attorney Paul Allen informed the Board that the healthcare mandates were suspended in 10 states, and there was not a national order. The Supreme Court will decide on the CMS and OSHA requirements on the COVID vaccination requirements.

Chairman Snyder brought up the discussion of **relocating the Veterans Affairs Office & General Relief**. Snyder stated that with Environmental Health, now under Public Health, would be relocating to the East Richland Annex, and that the VA & GR would need to be relocated, in order to make room. Snyder proposed moving the Veteran Affairs Office and General Relief to the Community Services Building. The former I.T. room was looked at, but it is too small. At the Community Services Building, there would be a reception area, for someone to meet the public, and there is also a waiting room. Huseman stated that this should be brought to the Facilities Committee. Merten stated that he has issues with moving the VA and GR to the Community Services Building, where the copier and files are not locked, the offices are not sound proof. Rolling Hills CEO Dawn Mentzer was present for this discussion, and commented that she was concerned about the amount of traffic into the offices and HIPAA concerns. Merten suggested moving the Veterans and General Relief to Environmental Health offices, after they move out to the East Richland Annex. Ringgenberg stated that this should all be turned over to the Facilities Committee to investigate and make a suggestion to the Board, which the whole Board agreed to.

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

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTIETH MEETING, 2021 SESSION (50)  
DECEMBER 7, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 7, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Merten, to **approve the agenda**, as presented. Carried.

Motion by Huseman, second by Altena, to approve and authorize the Chair to sign the **Winter Maintenance Agreements** with the City of Rembrandt and the City of Truesdale. Carried.

**Secondary Road Report**: The crew has been brush cutting, but it has slowed down with the colder weather; the maintainers are on the gravel roads; they have been working around the shop; Engineer Wilkinson will be meeting with the City of Storm Lake regarding the speed limit on 90<sup>th</sup> Ave. part the new elementary school; next week, Wilkinson will be attending the annual meeting in Des Moines.

Env Health/Zoning Director Kim Johnson informed the Board that she would like to have her resignation rescinded. Johnson stated that she received an offer to purchase 40 acres of land, and she would therefore, like to continue working a few more years. Merten stated that he would back her in whatever she wants. Ringgenberg commented that it would give employees in the office time for more education and training, to be able to transition when Johnson retires. Motion by Ringgenberg, second by Altena, to **rescind the resignation** that was submitted by Env Health/Zoning Director Kim Johnson. Carried.

Stacia Timmer, CEO of **Elderbridge Agency on Aging**, presented the FY'21 Annual report. Timmer stated that they have received \$2.3 million in ARPA Funds, which must be spent in three years. Timmer stated that the census shows a decline population in the rural areas and increased population in the urban areas. Timmer said that the agency was cut in Federal and State funding, \$297,000. They took \$300,000 from the ARPA funds, but they still need the 25% match, which Timmer stated, is a struggle, so they use county funds for the 25% match. A total of \$204,156 funded services were provided to Buena Vista County seniors in FY'21. Timmer thanked the Board for their support. The Board thanked Timmer for the services provided to the county.

EMA Director Aimee Barritt brought a revised grant procurement policy to the Board, for their approval. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2021-12-07-A** Grant Procurement Policy. Carried.

**RESOLUTION #2021-12-07-A**

**BUENA VISTA COUNTY GRANT PROCUREMENT POLICY**

**PURPOSE**

The purpose of this Procurement Policy is to ensure that sound business judgment is utilized in all procurement transactions and that supplies, equipment, construction, and services are obtained efficiently and economically and in compliance with applicable federal law and executive orders and to ensure that all procurement transactions will be conducted in a manner that provides full and open competition.

## **APPLICATION**

This policy applies to the procurement of all supplies, equipment, construction, and services of and for Buena Vista County related to the implementation and administration of the award. All procurement will be done in accordance with the applicable provisions of 2CFR 200.317 through 200.327. This applies to all federally and to non-federally funded programs unless found in conflict with procurement procedures required in Iowa law.

## **POLICY**

### **METHODS OF PROCUREMENT**

Procurement under grants shall be made by one of the following methods, as described herein: (a) small purchase procedures; (b) sealed bids (formal advertising); (c) competitive proposals; (d) noncompetitive proposals.

- A. Small purchase procedures are relatively simple and informal procurement methods that are sound and appropriate for the procurement of services, supplies, or other property, costing in aggregate not more than \$100,000. If small purchase procedures are used for a procurement under a grant, price or rate quotation (minimum of 2) shall be obtained from an adequate number of qualified sources.
- B. In sealed bids (formal advertising), sealed bids are publicly solicited and a firm- price contract (lump sum or unit price) is awarded to the responsible bidder whose bid, conforming with all of the material terms and conditions of the invitation for bids, is the lowest in price. The sealed bids method is the required method for procuring construction.
  1. In order for formal advertising to be feasible, appropriate conditions must be present, including, at a minimum, the following:
    - a) A complete, adequate and realistic specification or purchase description is available.
    - b) Two or more responsible bidders are willing and able to compete effectively for Buena Vista County's business; and
    - c) The procurement lends itself to a firm-fixed-price contract, and the selection of the successful bidder can be made principally on the basis of price.
  2. When sealed bids are used for a procurement under a grant, the following requirements apply:
    - a) A sufficient time prior to the date set for opening of bids, bids shall be solicited (publicly advertised) from an adequate number of known suppliers.
    - b) The invitation for bids, including specifications and pertinent attachments, shall clearly define the items or services needed in order for the bidders to properly respond to the invitation for bids.
    - c) All bids shall be opened publicly at the time and place stated in the invitation for bids.
    - d) A firm-fixed-price contract award shall be made by written notice to that responsible bidder whose bid, conforming to the invitation for bids, is lowest. Where specified in the bidding documents, factors such as discounts, transportation costs, and life cycle costs shall be considered in determining which bid is lowest. Payment discounts may only be used to determine low bid when prior experience of Buena Vista County indicates that such discounts are generally taken.

e) Any or all bids may be rejected if there are sound documented business reasons in the best interest of the program.

C. Procurement by competitive proposals is normally conducted with more than one source submitting an offer, and either a fixed-price or cost-reimbursable type contract is awarded, as appropriate. Competitive proposals are generally used when conditions are not appropriate for the use of sealed bids. If the competitive proposals method is used for a procurement under a grant, the following requirements apply:

1. Requests for Proposals shall be publicized and identify all evaluation factors and their relative importance. Any response to publicized requests for proposals shall be honored to the maximum extent practical.
2. Requests for Proposals shall be solicited from an adequate number of qualified sources.
3. Buena Vista County shall have a method for conducting evaluations of the proposals received and for selecting awardees.
4. Awards will be made to the responsible offeror whose proposal will be most advantageous to the procuring party, with price (other than architectural/engineering) and other factors considered. Unsuccessful offerors will be promptly notified in writing.
5. Buena Vista County should use competitive proposal procedures for qualification-based procurement of architectural/engineering (NE) professional services whereby competitor's qualifications are evaluated and the most qualified competitor is selected, subject to negotiation of fair and reasonable compensation. The method, where price is not used as a selection factor, can only be used in the procurement of A/E professional services. It cannot be used to procure other types of services (e.g., administration professional services) even though NE firms are a potential source to perform the proposed effort.

6. Evaluation Criteria for Buena Vista County in the Procurement of Professional Services. In accordance with 2 CFR, Part 200, the following factors will be used to evaluate the proposals or requests for qualifications when the "competitive proposals" method of procurement (used for the procurement of professional services) is utilized to select awardees:

The firm's past experience with similar projects;

Recipient's familiarity with the firm;

The firm's availability of staff/capability of staff;

The firm's technical and financial resources;

The firm's geographic location,

The firm's ability to complete projects in a timely manner and within budgetary constraints;

The firm's integrity and compliance with public policy;

The firm is not on county, State of Iowa, HUD's or DOL's debarred or suspended lists;

and

Cost or anticipated compensation.

- D. Noncompetitive proposals is procurement through solicitation of a proposal from only one source, or after solicitation from a number of sources, competition is determined inadequate. Noncompetitive proposals may be used only when the award of a contract is infeasible under small purchase procedures, sealed bids (formal advertising), or competitive proposals. Circumstances under which a contract may be awarded by noncompetitive proposals are limited to the following:
1. The item is available from only a single source;
  2. After solicitation of a number of sources, competition is determined
  3. A public exigency or emergency exists when the urgency for the requirement will not permit a delay incident to competitive solicitation; and
  4. The awarding agency authorizes noncompetitive proposals. (Sole source procurement for supplies, equipment, construction, and services valued at \$25,000 or more must have prior approval of the Iowa Homeland Security and Emergency Management Department).
- E. Buena Vista County will provide, to the greatest extent possible, that contracts be awarded to qualified small and minority firms, women business enterprises, and labor surplus area firms whenever they are potential sources.
- F. Any other method of procurement must have prior approval of the Iowa Homeland Security and Emergency Management Department.

#### CONTRACT PRICING

- A. The cost plus a percentage of cost and percentage of construction cost method of contracting shall not be used.
- B. Buena Vista County shall perform some form of cost/price analysis for every procurement action, including modifications, amendments or change orders.

#### PROCUREMENT RECORDS

Buena Vista County shall maintain records sufficient to detail the significant history of a procurement, including the rationale for the method of procurement, selection of contract type, contractor selection or rejection, and the basis for the contract price.

#### CODE OF CONDUCT

The purpose of this Code of Conduct is to ensure the efficient, fair, and professional administration of federal grant funds in compliance with 2 CFR; Part 200.318 and other applicable federal and state standards, regulations, and laws.

##### A. APPLICATION

This Code of Conduct applies to all officers, employees, or agents of Buena Vista County engaged in the award or administration of contracts supported by federal grant funds.

**B. REQUIREMENTS**

No officer, employee, or agent of Buena Vista County shall participate in the selection, award, or administration of a contract supported by federal grant funds, if a conflict of interest, real or apparent, would be involved. Such a conflict would arise when:

- a. The employee, officer, or agent;
- b. Any member of his/her immediate family;
- c. His/her partner; or
- d. An organization which employs, or is about to employ any of the above;

has a financial or other interest in the firm selected for award.

Buena Vista County officers, employees, or agents shall neither solicit nor accept gratuities, favors, or anything of monetary value from contractors, potential contractors, or subcontractors.

**C. REMEDIES**

To the extent permitted by federal, state, or local laws or regulations, violation of these standards may cause penalties, sanctions, or other disciplinary actions to be taken against Buena Vista County's officers, employees, or agents, or the contractors, potential contractors, subcontractors, or their agents, including termination.

Passed and adopted this 7<sup>th</sup> day of December, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Jamey Whitney, Executive Director for **Upper Des Moines Opportunity** reviewed the FY'21 reports of their activities. In the 12 months that ended September 30, 2021, they have assisted 3,308 individuals and 1,080 B V County households, at a cost of \$379,789.84. Whitney informed the Board that he would be leaving Upper Des Moines in January, 2022. The Board wished him well, in his new venture.

**Hear the Public:** John Pitstick informed the Board that he had more questions regarding the Platinum Crush project, and said that the developers of the project won't respond to him. Pitstick wants to know why the water will be going to Maple River, why the company needs twice as much land as the plant in Shell Rock, the capacity of the plant, and asked about how they were connecting to sanitary sewer. Merten informed Pitstick that there was a public meeting, at King's Pointe, today at 1:00, and invited him to attend and ask questions.

Auditor & Commissioner of Elections Susan Lloyd, Election Deputy Karla Ahrendsen (virtual), and GIS Coordinator Eric Chase, presented maps to the Board, showing two maps of possible changes to the voting precincts in the county. Due to the 2020 Census and the State of Iowa House of Representatives re-districting statewide, Buena Vista County has different House Districts assigned, with different boundaries than that of the last census. Buena Vista County will have House District 5 and District 6. A voting precinct cannot contain more than one House or Senate District. Either one of the proposed plans would reduce the voting precincts from ten to eight. A public hearing is required before the Board votes on which proposal is the "best plan" possible. Motion by Ringgenberg, second by Merten, to set a public hearing for December 20, at 6:00 p.m. in the Courthouse Public Meeting Room, to hear comments on the Buena Vista County **reprecincting proposal**. Carried.



Three members of the Buena Vista County **Library Association** (representing Albert City, Linn Grove, Rembrandt, and Storm Lake) came in to thank the Board for their past support of the County libraries. A letter was read from Dorothy Machholz, President of the Sioux Rapids Memorial Library Board, explaining they were in the process of hiring a replacement librarian, and none of the members of the Library Board could attend today. The librarians reviewed their past programs, and each thanked the Board for supporting their city's library. The Board thanked the Librarians for their service.

Members of the **Platinum Crush Project Committee** were present to update the Board on what has been discussed. Also present for this discussion were two media, John Pitstick, and Tom Nelson, Vice-President of Business for Iowa Lakes Corridor. Merten stated that the committee was working with Northland Securities and Ahlers & Cooney Law Firm. Merten stated that Iowa Economic Development looks at what the county commitment will be. Merten stated that IED needs a letter of intent, the first part of January, in order to be on their agenda on January 23. Merten stated that the company is doing borings this week, and they have flags out marking where things will go. Merten informed everyone that Platinum Crush was holding two public meetings today, at King's Pointe, and everyone was welcome to attend. Merten stated that the committee was working on different scenarios, whether the county pays for the roads or if the developers were to pay for the roads.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of 11/30/21, as printed, today's **claims approval list, stamped drainage warrant register,** and the following **reports:** FY'21 Annual Report for Third Judicial District Department of Correctional Services, November Sheriff's Report of Fees Collected, and November Sheriff's Report of Federal Inmate Billings Carried.

The Board discussed the proposed Resolution #2021-12-07-B, that would declare BV County to be a **Second Amendment Sanctuary County**. Huseman stated that he had received an email from Howard Hatlelid, asking that the Board allow more time for the public to comment on this. The consensus of the Board was to table any action on this item for a week.

Motion by Ringgenberg, second by Huseman, to approve and authorize the Chair to sign **Resolution #2021-12-07-C** Authorizing BV County to enter into Settlement Agreements, Agree to the Terms of the Iowa Opioid Allocation Memorandum of Understanding and Authorize Entry into that Memorandum of Understanding.

#### **RESOLUTION #2021-12-07-C**

*Authorizing Buena Vista County to Enter into Settlement Agreements with McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc., Agree to the Terms of the Iowa Opioid Allocation Memorandum of Understanding and Authorize Entry Into that Memorandum of Understanding*

**WHEREAS**, in 2018, the County Board of Supervisors authorized Buena Vista County (the "County") to enter into an engagement agreement with Crueger Dickinson LLC, Simmons Hanly Conroy LLC and von Briesen & Roper, s.c. (the "Law Firms") to pursue litigation against certain manufacturers, distributors, and retailers of opioid pharmaceuticals (the "Opioid Defendants") in an effort to hold the Opioid Defendants financially responsible for the impact on of the Opioid Epidemic on the County and resources necessary to combat the opioid epidemic;

**WHEREAS**, on behalf of the County, the Law Firms filed a lawsuit against the Opioid Defendants in 2018 and have been litigating against the Opioid Defendants since that time;

**WHEREAS**, negotiations to settle claims against several of the Opioid Defendants, specifically McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. (the "Settling Defendants") have been ongoing for several years;

**WHEREAS**, negotiations with the Settling Defendants have resulted in proposed nationwide settlements of state and local government claims involved in the Litigation;

**WHEREAS**, copies of the proposed terms of those proposed nationwide settlements have been set forth in the Distributors Master Settlement Agreement and the J&J Master Settlement Agreement (collectively "Settlement Agreements");

**WHEREAS**, copies of the Settlement Agreements as well as summary of the main terms of the Settlement Agreements, the deadlines for submitting the Participation Agreements to the Settlement Agreements and the MDL Court's Order setting deadlines for any Plaintiff who declines to enter into the Settlement Agreements have been provided to the County prior to the execution of this Resolution;

**WHEREAS**, the Settlement Agreements provide, among other things, for the payment of a certain sum to settling government entities in Iowa including to the State of Iowa and Participating Subdivisions, as that term is defined in the Settlement Agreements, upon occurrence of certain events as defined in the Settlement Agreements ("Iowa Opioid Funds");

**WHEREAS**, the Law Firms have engaged in extensive discussions with the State Attorney General's Office ("AGO") as to how the Iowa Opioid Funds will be allocated, which has resulted in the proposed Iowa Opioid Allocation Memorandum of Understanding ("Allocation MOU"), which is an agreement between all of the entities who are signatories to the Allocation MOU;

**WHEREAS**, a copy of the Allocation MOU and the Exhibits to that MOU has been provided with this Resolution;

**WHEREAS**, the Allocation MOU divides Iowa Opioid Funds as follows: (i) 50% to the State ("the Iowa Abatement Share") and (ii) 50% to Participating Local Governments ("LG Share"), less fees and costs allocated to the Iowa Backstop Fund as set forth in Section D of the Allocation MOU and in this Resolution ("LG Abatement Share").

**WHEREAS**, the LG Abatement Share shall be distributed in direct payments to the Counties that are Participating Local Governments according to the allocation model developed in connection with the proposed negotiating class in the National Prescription Opiate Litigation (MDL No. 2804) in the amounts set forth on Exhibit 2 to the Allocation MOU ("Direct Distribution Percentage"). The Direct Distribution Percentage will be multiplied by the total LG Abatement Share to arrive at the total allocation to the Participating Local Government (the "Direct Distribution Amount").

**WHEREAS**, 100% of the Iowa Abatement Share and the LG Abatement Share, regardless of allocation, shall be utilized only for Opioid Related Expenditures incurred after the Effective Date of this MOU. The list of approved Opioid Related Expenditures are set forth in Exhibit 1 to this MOU.

**WHEREAS** at least 75% of the Iowa Abatement Share and 75% of the LG Abatement Share shall be utilized for only the "Core Strategies" listed in Schedule A of Exhibit 1 to this MOU.

**WHEREAS**, every Participating Local Government that receives a Direct Distribution Amount shall create a separate fund on its financial books and records that is designated for the receipt and expenditure of the entity's Direct Distribution Amount, called the "LG Abatement Fund." Funds in an LG Abatement Fund shall not be commingled with any other money or funds of the Participating Local Government. A Participating Local Government may invest LG Abatement Fund funds consistent with the investment of other funds of a Participating Local Government.

**WHEREAS**, Funds in a LG Abatement Fund may be expended by a Participating Local Government only for Opioid Related Expenditures. For avoidance of doubt, funds in a LG Abatement Fund may not be expended for costs, disbursements or payments made or incurred prior to the Settlement.

**WHEREAS**, each LG Abatement Fund shall be subject to audit in a manner consistent with Code of Iowa §§331.402(2)(i) and 11.6. Any such audit shall be a financial and performance audit to ensure that the LG Abatement Fund disbursements are consistent with the terms of this MOU. If any such audit reveals an expenditure inconsistent with the terms of this MOU, the Participating Local Government shall immediately redirect the funds associated with the inconsistent expenditure to an Opioid Related Expenditure.

**WHEREAS**, the County has contracted with the Law Firms for representation in the Litigation and the Law Firms have been representing those entities since 2018 and in consideration for the Law Firms' representation, the County entered into a contract with the Law Firms for a 25% contingency fee applied to County's total recovery from any settlement.

**WHEREAS**, the Settlement Agreements provide for the payment of attorney's fees and legal expenses owed by States and Participating Local Governments to outside counsel retained for Opioid Litigation. To effectuate this, the Court in the MDL Litigation has established a fund to compensate attorneys representing plaintiffs in the Litigation (the "National Attorney Fee Fund").

**WHEREAS**, the Law Firms intend to make application to the National Attorney Fee Fund. However, because there is still uncertainty regarding what counsel for litigating local governments will recover as compensation for the large volume of work done and the large out of pocket expense of the Litigation, and whereas the Parties to the Allocation MOU desire to fairly compensate outside counsel for the work done on behalf of the Participating Local Governments in Iowa, the Allocation MOU provides that a fund be created from 15 % of the LG Share attributable to the Litigating Local Governments, less any amounts a Litigating Local Government ("Iowa Backstop Fund")

**WHEREAS**, the Iowa Backstop Fund is meant to compensate outside counsel for participating local governments only for amounts not recovered at the National Fee Fund attributable to their Iowa clients;

**WHEREAS**, to be eligible for the Iowa Backstop Fund, the Law Firms must first seek payment from the National Attorneys' Fees Fund and may not recover amounts attributable to Counsel's representation of the County received at the National Attorneys' Fees Fund from the Iowa Backstop Fund;

**WHEREAS**, the County, by this Resolution, agrees to the creation of the Iowa Backstop Fund in the amount of 15% of the LG Share attributable to the Litigating Local Governments in order to fund a state-level "backstop" for payment of the fees, costs, and disbursements of the Law Firms;

**WHEREAS**, in no event shall the total of the amounts received by the Law Firms at the National Attorney's Fees Fund related to the County and the amount received at the Iowa Backstop Fund exceed the amount the Law Firms would have been entitled to pursuant their fee contract with the County;

**WHEREAS**, the County, by this Resolution, shall establish an account for the receipt of the LG Abatement Share consistent with the terms of this Resolution ("the LG Abatement Fund");

**WHEREAS**, the County's LG Abatement Fund shall be separate from the County's general fund, shall not be commingled with any other County funds, and shall be dedicated to funding opioid abatement measures as provided in the Settlement Agreements and the Allocation MOU;

**WHEREAS**, the County must comply annually with the reporting requirements in the Allocation MOU;

**WHEREAS**, the if the County elects to become a Participating Subdivision in the Settlement Agreements it will receive the benefits associated with the Settlement Agreement and the Allocation MOU, provided the County (a) approves the Settlement Agreements; (b) executes the Participation Agreements stating the County's intention to be bound by the Settlement Agreements; (3) approves the Allocation MOU; (4) executes the Acknowledgement and Agreement to be Bound to Memorandum of Understanding necessary to execute the Allocation MOU;

**WHEREAS**, the intent of this Resolution is to authorize the County to enter into the Settlement Agreements by executing the Participation Agreements and to enter into the Allocation MOU by executing the Acknowledgement and Agreement to be Bound to Memorandum of Understanding necessary to execute the Allocation MOU;

**NOW, THEREFORE, BE IT RESOLVED:** the County Board of Supervisors hereby approves and authorizes Chairman Kelly Snyder to settle and release the County's claims against the Settling Defendants in exchange for the consideration set forth in the Settlement Agreements, Allocation MOU and all exhibits thereto, including taking the following measures:

1. The execution of the Participation Agreement to the Distributors Settlement Agreement and any and all documents ancillary thereto.
2. The execution of the Participation Agreement to the Janssen Settlement Agreement and any and all documents ancillary thereto.
3. The execution of the Allocation MOU by executing the Acknowledgement and Agreement to be Bound to Memorandum of Understanding.

**BE IT FURTHER RESOLVED:** the County hereby establishes an account separate and distinct from the County's general fund which shall be titled "LG Abatement Fund" to receive the LG Abatement Share from the Settlement Agreements.

**BE IT FURTHER RESOLVED** that all actions heretofore taken by the Board of Supervisors and other appropriate public officers and agents of the County with respect to the matters contemplated under this Resolution are hereby ratified, confirmed and approved.

Adopted by the Buena Vista County Board of Supervisors this 7th day of December, 2021.

/s/ Kelly Snyder, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Huseman, second by Ringgenberg, to approve and authorize the Chair to sign the **Subdivision Distributor Settlement Participation Form**, the **Subdivision Janssen Settlement Participation Form**, and the **Iowa Opioid Allocation Memorandum of Understanding**. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the **Underwriter Engagement Letter** with Northland Securities, as underwriter for the issuance of General Obligation Capital Loan Notes Series 2022. Carried.

There being no further business, motion by Huseman, second by Ringgenberg, to adjourn the meeting at 11:05 a.m. until Tuesday, December 14 at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-FIRST MEETING, 2021 SESSION (51)  
DECEMBER 14, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 14, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder 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, Huseman, Merten, Ringgenberg, and Snyder. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Huseman, to **amend the agenda**, adding appointment of three Zoning Commission members and reappointment of Rich Haldin as a Veterans Affairs Commissioner. Carried.

**Secondary Road Report:** They were out plowing Friday and Saturday, and sanding. The motor graders went out Monday; they are also working on equipment maintenance and brush cutting; Engineer Bret Wilkinson will be attending his annual conference virtually this week; Wilkinson stated that he has received a large utility permit for Schaller Telephone, to replace all of their copper line with fiber optic. Wilkinson also stated that the new pipeline will need several large permits, and he looks for a representative to come and talk to the county.

Supervisor Meeting Reports: Huseman informed the Board that there is \$29,042 left in the BV account for NW IA Regional Housing Trust Fund, and stated that they would like to write a check out to an agency that could use the funds, like Upper Des Moines and General Relief. This will be on next week's agenda; Altena attended the Solid Waste Commission meeting, and stated that they are leaving the annual assessments the same as the current year.

Motion by Merten, second by Altena, to approve the **minutes** of 12/07/21, as corrected, and the following **reports:** December Safety Committee minutes. Carried.

The Board discussed the proposed Resolution #2021-21-14-A, that would declare BV County to be a **Second Amendment Sanctuary County**. Merten stated that the first time this was on the agenda, he didn't hear anything, but now he has. Merten stated that the word "sanctuary" has a bad connotation. Al Clark was present for this discussion, and commented that the resolution says that we stand behind the Constitution and the Bill of Rights. Clark stated that Hancock County and Union County have passed this, so Buena Vista County would be #29. Merten stated that two weeks ago, the Sheriff and County Attorney were present for the discussion, and stated that they were not against it. Merten suggested using the word "support" instead of "sanctuary. Motion by Huseman, second by Merten, to approve by motion, and not a resolution, to **support the Second Amendment**. Carried.

Engineer Spencer Peck, ISG, and Drainage Engineer Brian Blomme, discussed the need to appoint someone to perform drainage inspector services for the Navigator Pipeline Project. The Board previously signed a letter of intent with ISG for field inspection services. Peck stated that drainage district utilities are not covered by the Iowa Utilities Board, it is required to have a 3<sup>rd</sup> party negotiate crossings with the pipeline. Peck informed the Board that there would not be a cost to the drainage districts, as the fees will either be covered by a payment for damages, or it may be a pass through. Motion by Merten, second by Ringgenberg, to appoint ISG for **drainage inspector services** for the Navigator Pipeline Project. Carried.

Motion by Merten, second by Altena, to appoint three members to the **Planning & Zoning Commission**: Marvin "Butch" Engel, replacing Quentin Bodholdt, Richard Marshall, replacing Steve Gustafson, and Kyle Hansen, replacing Vic Hansen. Carried.

Motion by Ringgenberg, second by Merten, to reappoint Rich Haldin to the **Veterans Affairs Commission** with a term to expire 6/30/2024. Carried.

Supervisor Ringgenberg, ARPA Committee member, informed the Board that the Committee met and would like to request that the Board open up the application process, for departments to submit their requests, based on the current rules. Motion by Ringgenberg, second by Merten, to approve opening up the departmental **ARPA application process**, with applications due by 12/23/21 at 4:30 p.m. Carried.

There being no further business, motion by Merten, second by Ringgenberg, to adjourn the meeting at 9:53 a.m. until Monday, December 20 at 6:00 p.m. for a special session on reprecincting. Carried.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-SECOND MEETING, 2021 SESSION (52)  
DECEMBER 20, 2021**

The Buena Vista County Board of Supervisors met in special session on Monday, December 20, 2021 at 6:00 P.M. in the Public Meeting Room with Chairman Snyder presiding, and the following members present: Altena, Huseman, Merten, and Ringgenberg and with Auditor Susan Lloyd as clerk for the meeting.

The Chairman opened the Public Hearing for the Re-Precincting for the 2020 Census with Karla Ahrendsen, Eric Chase, Kim Johnson, and Jim Eliason, present. Eric Chase explained the two versions of maps Plan D modified and Plan C. Eliason mentioned that Plan D would keep Marathon voting in the same place and might reduce confusion. Merten argued that in Plan C that Albert City would be closer and more convenient for them.

At 6:24 P.M. Ringgenberg motioned to close the Public Hearing and Second by Huseman. Motion Carried.

The board discussed the different options with both Snyder and Ringgenberg liking Plan C, which would move Marathon to Albert City for voting. Motioned by Ringgenberg, second by Huseman to accept Plan C. Motion carried.

Motion by Ringgenberg, second by Altena to set the 1<sup>st</sup> Reading of the Ordinance Jan 3, 2022 at 11:00 A.M. Motion carried.

There being no further business, motion by Huseman, second by Merten, to adjourn the meeting at 6:40 p.m. until Tuesday, December 21 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-THIRD MEETING, 2021 SESSION (53)  
DECEMBER 21, 2021**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 21, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Huseman, Merten, and Ringgenberg and with 1<sup>st</sup> 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.

Engineer Bret Wilkinson presented a utility permit for Schaller Telephone Company to bury new fiber optic cable and upgrade some old copper lines to some of their current customers in the southern part of Buena Vista County. Most of the work the company will be doing is in Sac County. The project is being planned for 2022 with no exact start date. Motion by Ringgenberg, second by Merten to approve the **utility permit for Schaller Telephone Company** to bury new fiber optic cable and upgrade some old copper lines to some of their current customers in the southern part of Buena Vista County. Carried.

Engineer Bret Wilkinson presented to the board a Certificate of Appreciation for Richard Noll and a Certificate of Appreciation for Edward Dowdy for their combine 56 years of service to the county. Motion by Ringgenberg, second by Altena to approve the signing of **the Certificate of Appreciation for Richard Noll and the Certificate of Appreciation for Edward Dowdy** for their years of service to Buena Vista County. Carried.

**Secondary Road Report:** The county had trees damaged and powerlines down from the high wind storm that passed through the county including Hanover, Alta, Sioux Rapids, and Rembrandt on Wednesday, December 15. Several county employees were out that night tending to the cleanup to get roads opened with maintainers to push trees, wheel loaders and chain saws while waiting on ILEC and Mid American for the downed powerlines. Wilkinson stated that they should be done picking up trees and downed signs today. He is waiting to determine if the amount of the damages in the county would merit help from the State of Iowa as Buena vista County was included in the list of counties hit by the storm that night. Another topic of discussion

was the condition of the county shed located in Truesdale. It is not in good shape as it is an old building and the flat roof leaks bad, especially when it rains. The building is not heated just used for storage of equipment.

Motion by Merten, second by Huseman, to approve the minutes of 12/14, as printed, today's claims approval list, stamped drainage warrant register, and the following reports: September 2021 911 Service Board minutes, September 2021 Emergency Management meeting minutes, and the Plains Area Audit Report from Burkhardt & Dawson. Carried.

Action on the Policy for employees that stay at hotels for meetings, making sure the hotels are certified in the new sex trafficking training was tabled for discussion and action until the December 28, 2021 Board of Supervisors meeting.

Zach Ruroden, Chairman for the Buena Vista County Compensation Board, presented their Board's FY 2023 salary recommendations from their December 15, 2021 meeting. Recommendations were as follows: 12% for the Sheriff, 8% for Attorney, Auditor, Recorder, Supervisors, and Treasurer, with a \$1,500 stipend for the Board Chair and \$1,500 stipend for the Board Secretary, plus longevity for all.

The Board of Supervisors thanked Zach for his work and time, noting that the meeting was very informative, well discussed and everyone present was participating. Motion by Merten, second by Ringgenberg to acknowledge receipt of the Buena Vista Compensation Board recommendations.

Chairman Kim Johnson of the County's Redistricting Plan along with GIS Coordinator Eric Chase and Elections Deputy Karla Ahrendsen presented the information from the Public Hearing that was held December 20 recommending the Board accept Supervisor Plan B modified. Based on population, each supervisor district should have 4,165 residents with a 1% variance +/- of 41 residents. Motion by Ringgenberg, second by Altena to accept the County's Redistricting Plan B modified. Roll Call: Snyder -Yes, Ringgenberg – Yes, Altena -Yes, Merten -No, Huseman – No. Motion carried.

John Pitstick was in attendance for Hear the Public. He discussed the Hubbard Feed buildings and what would happen to that if it no longer has value. Another concern was of the wind generators which have reached their life span and those that were in tough shape. It was discussed that Mid American Energy owns the wind generators now.

Deputy of Elections Karla Ahrendsen explained the HAVA Cybersecurity Grant Agreement to the board. The Iowa Secretary of State's office has a grant for \$10,000 we can get to use for increasing our Elections security. Motion by Huseman, second by Ringgenberg to approve the HAVA Cybersecurity Grant Agreement. Carried.

Discussion on Platinum Crush is canceled per Merten due to nothing new to report, therefore no action to take.

Motion by Ringgenberg, second by Merten, to approve the appointment of Assistant County Attorney Lindsey L. Browning as of December 13, 2021 at \$82,500. Carried.

Motion by Huseman, second by Ringgenberg, to approve the appointment of First Assistant County Attorney Ashley Herrig as of December 13, 2021 at \$92,500. Carried.

Motion by Merten, second by Altena to approve and authorize the Chair to sign the Jt. DD #22 Lat 183-61 claim for Clay County to pay Koenig Portable Toilets for tile jetting \$350.00. Carried.



Motion by Ringgenberg, second by Huseman to approve and authorize the Chair to sign the **Jt. DD #22 Br 183** claim for Clay County to pay Koenig Portable Toilets for tile jetting \$875.00. Carried.

Motion by Merten, second by Huseman to transfer the remaining Buena Vista County funds in the amount of \$29,042 remaining in the **NW IA Regional Housing Trust Fund** to Buena Vista County General Relief Fund for \$5,000 and to UDMO for \$24,042 to be spent in Buena Vista County. Carried.

There being no further business, motion by Merten, second by Huseman to adjourn the meeting at 10:14 a.m. until Tuesday, December 28 at 8:30 a.m. for a special session. Carried.

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Sharon Henkel, 1<sup>st</sup> Deputy Auditor

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Kelly Snyder, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTY-FOURTH MEETING, 2021 SESSION (54)  
DECEMBER 28, 2021**

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 28, 2021 at 8:30 A.M. in the Boardroom with Chairman Snyder presiding, and the following members present: Altena, Huseman, Merten, and Ringgenberg and with 1<sup>st</sup> Deputy Auditor Sharon Henkel as clerk for the meeting.

Motion by Ringgenberg, second by Merten, to **amend today's agenda**, adding Hear the Public. Carried.

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.

County Engineer Bret Wilkinson presented the information for the new **CAT M320 Wheeled Excavator** that the department wants to purchase. He received a quote on 12/21 in the amount of \$324,767. The unit is not available yet and would need to be built, but the department would get it in this current fiscal year and it was already in the current budget. The excavator will have more horsepower and also comes with front safety glass when cutter attachment is being used. The department currently owns a Liebherr 2000 model and a 2017 CAT model. There will not be a trade-in of the 2000 model (which would only yield a trade-in value of around \$20,000) because it has attachments that they can still use for cleaning up in the right of ways. They plan to run it until it is dead. Motion by Ringgenberg, second by Altena to approve the County Engineer's purchase of the **CAT M320 Wheeled Excavator** in the amount of \$324,767. Carried.

**Secondary Road Report:** Thursday they finished cleaning up from the storm. Monday, they received the new 10,000-gallon fuel tank that had been purchased and they recently sold off 6 old 2,000-gallon fuel tanks through Cone Auction and averaged about \$2,000 per tank. Thursday they will hopefully receive the new motor grader they ordered back in April of this year. The M50 box culvert that was purchased is going to be set in March by Dixon Construction.

Ginny Smith was here to present the **Sioux Rapids Area Historical Association FY23 funding request application**. She noted that the north half of Buena Vista County keeps very busy and the residents support them well with some even coming down from the Spencer area to attend their events. Some of the highlights during FY22: finishing the cement under the Abner Bell cabin with grant dollars from BV Community Foundation, many fundraisers and with the building being used as a venue for small gatherings such as birthday parties and the like. The biggest event of the year was the Jail and Bail fundraiser held October 1 during which people were “locked up” and had to make calls for donations to get themselves out of “jail”. Kelly Snyder was among one of those who participated. The money they request each year is used for new programs. They have a historical re-enactment in the works which will be a good fund -raising event. Their long-term goals are to return the stage to its original state. They also purchased an awning with the grant money.

Marty Olson was here to present **the Newell Historical Society FY23 funding request application**. They have done many fundraisers including Tour of Homes, a golf tournament and Pride Days. They plan to repaint the Allee Victorian mansion and repair some exterior wood which will run about \$64,000 as soon as they get enough funds. Their goal was to raise \$30,000 and they have raised \$25,000 through donations and grants. Half of the county allocation goes to advertising and maintaining the website. There is lots of history, master gardening and it is used for small venues. They wish to preserve the history for the next generation.

County Attorney Paul Allen introduced his new assistant County Attorney Lindsey Browning to the Board.

County Attorney Paul Allen was present to discuss the **OSHA Vaccine Mandate**. He reminded the Board that a policy must be in effect by January 10, 2022. Ringgenberg motioned, second by Huseman to table the discussion until January 3. Ayes: Ringgenberg & Huseman. Nays: Merten, Altena, Snyder. Motion failed.

Motion by Merten, with lack of second to adopt the Vaccination, Testing and Face Covering Policy because the Board started discussing the items that needed included in the current model (based on OSHA’s Model One) policy for the testing portion and for the masking portion of the policy before finalized. Motion failed.

County Attorney Paul Allen will draft up those revisions yet today and get the updated policy to the Board. Motion by Merten, second by Altena to table the decision to accept the revised policy until the next Board meeting January 3. Carried.

During Hear the public, a guest online during the meeting spoke about the Mandate. He said he recognizes tyranny. He said that the board is doing the best that they can but that we are being forced by the state. Merten responded that the board understands, but as an employer we have to abide by OSHA. We also do not have the money to pay the fines we could incur for not complying. The guest online thanked the Board for letting him speak.

Veterans Affairs Commissioner David Andrews was present to discuss the county General Relief. At the last board of supervisor’s meeting the board reallocated \$5,000 from excess **NW IA Regional Housing Trust Fund** funds in the current Fiscal year budget to General Relief. Last fiscal year, he received \$3,767 in excess funds from the same allocation. The combined total needs to be used for anything housing related for County Veteran’s and residents for rent assistance and improving a home to make it livable for those in need for things like furnace or hot water heater replacements and repairs. Available money is advertised in the VA Newsletter and on the radio. Applications for assistance can be picked up at the Veteran’s office.

Conservation Director Greg Johnson presented the FY21 BVCCB Annual report. The highlights include: Environmental Education Programs with Naturalist Katie Struss, camping, fishing. BV County Parks have many bookings in winter months and even more in the other seasons. They are advertised at BVCountyParks.com and MyCountyParks.com. Motion by Ringgenberg, second by Altena to accept the **FY21 BVCCB Annual report**. Carried.

Greg Johnson gave the **Conservation Department updates**. He is working on Grants and has submitted 3 large applications for Linn Grove. He had shared 90% design plans that were approved by the Conservation Board and we anticipate final design by mid-January. The whole department spent a partial week at Bur Oak and the Hankens Area cleaning up trees and branches. Conservation has many goals for growth in Buena Vista County, they keep moving forward with projects that improve the parks and doing very well to help the county's natural habitat. He spoke with enthusiasm that "We are doing very interesting things."

Policy for employees that stay at hotels for meetings, making sure the hotels are certified in sex trafficking training was tabled until the January 3 meeting so they have opportunity to review the policy before action is taken.

Motion by Ringgenberg, second by Huseman, to approve the **minutes** of 12/20/21 and 12/21/21 as corrected, and the following **reports**: November 2021 Conservation Minutes & FY21 Annual BVCCB Annual report. Carried.

The Board worked on their budget for FY'23 for around an hour.

There being no further business, motion by Merten, second by Ringgenberg, to adjourn the meeting at 12:27 p.m. until Monday, January 3, 2022 at 8:30 am. for a regular session and organizational meeting of the new year. Carried.

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Sharon Henkel, 1<sup>st</sup> Deputy Auditor

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Kelly Snyder, Chairperson

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BUENA VISTA COUNTY

SEPTEMBER – DECEMBER 2021

CLAIMS LISTING

ACCESS SYSTEMS 976.65 ; ADVANCED DRAINAGE SYSTEMS 249.12 ; AFLAC 14,550.26 ; AG PARTNERS LLC 668.01 ; AGTERRA TECHNOLOGIES, INC. 3,280.00 ; AHLERS & COONEY, P.C. 651.00 ; ALBERT CITY CORP 4,050.00 ; ALBERT CITY HISTORICAL SOCIETY 1,000.00 ; ALERA GROUP 3,750.00 ; ALISON HAUSER 1,954.08 ; ALLIANT ENERGY /IPL 13,037.72 ; ALPHA WIRELESS COMMUNICATIONS 652.00 ; ALTA CORP 4,050.00 ; ALTA IMPLEMENT CO 353.99 ; ALTA MUNICIPAL UTILITIES 532.69 ; AMAZON CAPITAL SERVICES 4,896.04 ; AMERICAN LEGION POST 394 45.00 ; ANDREA BEAN 44.72 ; ANN BENEKE 415.32 ; ANN LANDERS 311.70 ; ANNETTE KOSTER 558.33 ; APCO INTERNATIONAL INC 648.00 ; ARENDS, LEE, EMICK, LEGVOLD, & MYOTT PLC 80.00 ; ARMINDA MOLINA 630.00 ; ARNOLD MOTOR SUPPLY 241.93 ; ARNOLD MOTOR SUPPLY 12.99 ; ASHLEY HERRIG 583.94 ; ASSESSOR'S OFFICE IPERS 16,155.45 ; ASSOCIATES FOR PSYCHIATRIC SERV PC 8,265.00 ; AURELIA LUMBER COMPANY 1,263.66 ; AUTO TRUCK GROUP 1,565.00 ; B V CO SECONDARY ROAD 59,609.96 ; B V SOLID WASTE COMMISSION 271.10 ; BANKCARD SERVICES 28,039.97 ; BARBARA PUCKETT 20.80 ; BOB BARKER COMPANY INC 839.73 ; BOBCATS, LLC 105.75 ; BOERNER & GOLDSMITH LAW FIRM 127.38 ; BOMGAARS 2,601.25 ; BONNIE ROGERS 24.96 ; BOULDER CONTRACTING, LLC 3,300.00 ; BRAD NOBLE 200.00 ; BRAD'S SERVICE INC 952.04 ; BREES REST HOME INC 8,176.00 ; BRET WILKINSON 183.69 ; BRIAN AHRENDSSEN 55.04 ; BRIAN BLOMME 100.00 ; BRIAN JONES 32.49 ; BRIAN REBHUHN 38.96 ; BRIGHTLAND A PARTNERSHIP 150.00 ; BROOKE TEWES 150.00 ; BRUCE KIRSCH 350.00 ; BRUCE MC GOWAN 150.00 ; BUENA VISTA CO AUDITOR 345.42 ; BUENA VISTA CO EMS ASSOCIATION 5,000.00 ; BUENA VISTA CO TREASURER 22,201.21 ; BUENA VISTA CO. CONSERVATION 653.60 ; BUENA VISTA CO. SHERIFF 4,615.39 ; BUENA VISTA COUNTY 5,522.38 ; BUENA VISTA COUNTY EXTENSION & OUTREACH 350.00 ; BUENA VISTA COUNTY JOURNAL 3,174.57 ; BUENA VISTA COUNTY PUBLIC HEALTH & HOMECARE 48,353.70 ; BUENA VISTA COUNTY RECORDER 17.75 ; BUENA VISTA REG MEDICAL CENTER 977.00 ; BUENA VISTA RIFLE&PISTOL CLUB 800.00 ; BUILDERS SHARPENING & SERVICE 910.14 ; BUNTROCK-SALIE PHOTOGRAPHY 85.00 ; BV CO AGRICULTURAL SOCIET BUENA VISTA COUNTY FAIR 12,500.00 ; BV CO EMPLOYEE HEALTH FUND 715,864.84 ; BV CO EMPLOYEE HEALTH FUND 26,113.04 ; BV CO EMPLOYEE HEALTH FUND 9,397.55 ; BV CO EMPLOYEE HEALTH FUND 39,847.92 ; BV CO EMPLOYEE HEALTH FUND 10,858.63 ; BV CO HISTORICAL SOCIETY 1,000.00 ; BV CO/DISASTER SERVICES/HAZMAT 41,500.00 ; BV-CALHOUN-SAC DRAINAGE ENGINEER FUND C/O BV COUNTY TREASURER 31,375.00 ; BVRMC PHARMACY 941.57 ; C & B OPERATIONS, LLC 3,662.43 ; CALHOUN COUNTY AUDITOR 60.00 ; CALHOUN COUNTY PUBLIC HEALTH 360.06 ; CALHOUN COUNTY SHERIFF DEPT 1,447.84 ; CALHOUN-BURNS & ASSOC INC 25,720.23 ; CAMPBELL SUPPLY COMPANY 2,246.38 ; CANON FINANCIAL SERVICES 149.76 ; CAPITAL ONE 498.61 ; CARD SERVICE CENTER 46.00 ; CARING HEARTS OF WEST CENTRAL IOWA, LLC 928.00 ; CAROL VAN HOOSER 150.00 ; CAROLYN ARMSTRONG 1,105.00 ; CARROLL CONSTRUCTION SUPPLY 7,921.82 ; CARROLL COUNTY SHERIFF 1,298.74 ; CARROLL REFUSE SERVICE 338.50 ; CCP INDUSTRIES INC 1,489.66 ; CDW GOVERNMENT INC 8,263.99 ; CENTER FOR SIOUXLAND 6,250.00 ; CENTRAL IOWA DETENTION 3,859.46 ; CENTRAL IOWA DISTRIBUTING INC 73.00 ; CENTURY LINK 1,916.04 ; CERTIFIED POWER INC 158.33 ; CHAMPION ELECTRIC 7,018.09 ; CHARLENE PLAGMAN 10.40 ; CHEROKEE COUNTY SHERIFF 1,651.96 ; CINDY WIEMOLD 177.23 ; CINTAS FIRST AID AND SAFETY 1,061.45 ; CITIZENS FIRST NATIONAL BANK 6,697.12 ; CITY OF ALBERT CITY 164.00 ; CITY OF LINN GROVE 735.00 ; CITY OF MARATHON 810.47 ; CITY OF NEWELL 302.00 ; CITY OF REMBRANDT 1,546.89 ; CITY OF SIOUX CITY 147.12 ; CITY OF SIOUX RAPIDS 1,183.03 ; CITY OF STORM LAKE 12,335.47 ; CITY TREASURER 330.54 ; CLAY'S PUMP & EQUIPMENT CO 1,482.05 ; COBBLESTONE INN & SUITES 100.00 ; COLLECTION SERVICES CENTER 3,738.42 ; COLOR-IZE INC 379.44 ; COMMUNITY BROADCASTING INC 1,523.37 ; COMPLIANCY GROUP, LLC 4,800.00 ; COMPUTER PROJECTS OF IL., INC 180.00 ; CONNIE JESSE 150.00 ; CONRAD & LEMMENS 689.00 ; COUNSEL 1,829.54 ; COUNTRY CARE CENTER CORP 5,642.00 ; COY REYNOLDS

11.87 ; CRAWFORD COUNTY HOME HEALTH & 34,796.36 ; CRAWFORD COUNTY SHERIFF 645.90 ; CROGHAN & RUSSELL, CPA, P.C. 3,185.00 ; CRYSTEEL TRUCK EQUIP INC 829.00 ; CULLIGAN 361.71 ; CURT JOHNSON 192.55 ; CURTIS REIS 632.34 ; CYLINDER EXPRESS 75.50 ; DAKOTALAND AUTOGLASS, INC. 112.83 ; DANE LENHART 176.50 ; DANELLE HABERMAN 143.30 ; DANIEL MALOY 150.00 ; DATAPILOT, INC. 1,995.00 ; DAVID ANDERSON 500.00 ; DAVID ANDREWS 161.20 ; DAWN MENTZER 1,254.64 ; DD #25 1,202.00 ; DEAN K ELLINGSON 223.00 ; DEB JESSE 46.28 ; DENISON POLICE DEPT 35.00 ; DETTMANN IMPLEMENT CO 288.65 ; DIAMOND MOWERS INC 119.34 ; DIGITALLY, INC 90.00 ; DISTRICT A HOMECARE DIRECTORS 15.00 ; DMACC DES MOINES AREA COMM. COLLEGE 325.00 ; DONALD FISHER 50.00 ; DOREEN PEDERSEN 357.12 ; DR. GARRETT FEDDERSEN 1,200.00 ; DTN, LLC 6,468.00 ; DUANE MCGREGOR 36.88 ; DUBUQUE COUNTY SHERIFF 184.50 ; ECOLAB 605.00 ; EDWARDS 130,521.95 ; EJS SUPPLY 216.70 ; ELAINE EHLERS 200.00 ; ELECTRICAL ENGINEERING & EQUIPMENT CO. 556.65 ; EMMONS & OLIVIER RESOURCES INC 304,393.36 ; EMPLOYEE BENEFIT SYSTEMS 3,352.00 ; EOR IOWA LLC 193.72 ; EVIZZIT OF IOWA PSYCHIATRY PC 2,720.00 ; EVIZZIT OF IOWA PSYCHIATRY PC 56,369.98 ; FAMILY RESOURCE CENTER 3,853.30 ; FAREWAY STORE 3,065.12 ; FASTENAL COMPANY 619.23 ; FILTER CARE OF NEBRASKA LLC 1,826.95 ; FIRE PROOF PLUS INC 1,418.00 ; FIRST COOPERATIVE ASSOCIATION 7,459.65 ; FLOYD'S TRUCK CENTER-RAPID CITY 103,499.00 ; FOUNDATION ANALYTICAL LABORATORY 507.60 ; FRANSYL EQUIPMENT CO INC 715.28 ; FRATZKE & JENSEN FUNERAL HOMES 1,400.00 ; FRONTIER PRECISION, INC. 160.00 ; FS INDUSTRIES 24,350.84 ; GARBAGE HAULING SERVICE 927.75 ; GARLAND OTTO 92.40 ; GARY PICKHINKE 1,784.30 ; GENE BY GENE, LTD. 250.00 ; GENERAL POST FUND 3610 VA CENTRAL IA HEALTH CARE 3,000.00 ; GEORGE BLAZEK 163.80 ; GERALD WEILAND 1,296.52 ; GILL HAULING INC 282.48 ; GINGER BLATCHFORD 3.64 ; GLAXOSMITHKLINE PHARMACEUTICAL 5,948.83 ; GORDON FLESCH COMPANY 17.09 ; GRAFFIX 750.90 ; GRAHAM TIRE CO 23,818.83 ; GREAT AMERICA FINANCIAL SVCS 872.48 ; GREAT-WEST LIFE & ANNUITY 100.00 ; GREG L EBERSOLE 295.93 ; GROWMARK FS 113,151.77 ; GROWS GARBAGE SERVICE 800.00 ; GRP & ASSOCIATES INC. 222.50 ; GWORKS 452.39 ; HANCOCK CO. SHERIFF OFFICE 60.25 ; HANOVER HISTORICAL SOCIETY 1,000.00 ; HARGENS COURT REPORTING 6.50 ; HAROLD ROWLEY RECYCLE CENTER 69,088.95 ; HAWK - I PLUMBING, INC. 113.16 ; HEALTHCAREFIRST %WELLS FARGO 5,418.96 ; HEIDI HANSEN 150.00 ; HEINSOHN DIGGING & TILING INC 1,950.00 ; HENRY M ADKINS & SON, INC. 8,577.94 ; HISEY LAW OFFICE 875.70 ; HOLIDAY INN DES MOINES AIRPORT 732.48 ; HOLZHAUER FORD LINCOLN, INC. 1,590.60 ; HONDO'S SALES & SERVICE 1,157.74 ; HOPE EVANGELICAL FREE CHURCH 70.00 ; HOTSY EQUIPMENT COMPANY 6,008.00 ; HUMBOLDT COUNTY SHERIFF 356.12 ; HUNDERTMARK CLEANING SYSTEMS 270.00 ; HUNZELMAN PUTZIER & CO 33,864.87 ; HWY 7 SERVICE CENTER 8.31 ; HY-VEE INC 623.68 ; HY-VEE PHARMACY 86.95 ; I & S GROUP INC 56,672.50 ; I.A.A.O. 150.00 ; IACME - IOWA ASS'N OF 350.00 ; IAED -INTERNATIONAL ACADEMIES OF EMERGENCY DISPATCH 110.00 ; ICEA 900.00 ; ICIT 500.00 ; IDA COUNTY AUDITOR 265.85 ; IDA COUNTY SHERIFF 275.78 ; IDALS 2,084.37 ; IEHA IOWA ENVIRONMENTAL HEALTH ASSN 240.00 ; IGL TELECONNECT 576.00 ; ILEA IOWA LAW ENFORCEMENT ACADEMY 775.00 ; IMAGINE THE POSSIBILITES INC 11,311.96 ; IMWCA 35,375.00 ; INLAND TRUCK PARTS & SERVICE 2,360.73 ; INTERSTATE BATTERY SYSTEM 1,822.45 ; INTERSTATE POWER SYSTEMS, INC. 126.95 ; IOWA ADVISOR 529 PLAN 150.00 ; IOWA COMMUNITY SERVICES ASS'N 1,000.00 ; IOWA DEPARTMENT OF INSPECTIONS & APPEALS 15.54 ; IOWA DEPT OF NATURAL RESOURCES 100.00 ; IOWA DEPT OF REVENUE 30.00 ; IOWA DEPT PUBLIC SAFETY 6,636.00 ; IOWA EMERGENCY MGMT ASSOC 150.00 ; IOWA FREEDOM OF INFO COUNCIL 184.00 ; IOWA GOOD ROADS ASSOC 95.00 ; IOWA HOSPITAL ASSOCIATION 525.00 ; IOWA INSURANCE DIVISION 100.00 ; IOWA LAKES ELECTRIC COOP 3,811.00 ; IOWA LAKES REGIONAL WATER 1,099.23 ; IOWA PRISON INDUSTRIES 9,838.31 ; IOWA SECRETARY OF STATE 2,042.41 ; IOWA STATE ASSOC OF COUNTIES 450.00 ; IOWA STATE BANK 3,292.88 ; IOWA STATE COMPTROLLER TREASURER-STATE OF IOWA 108,536.64 ; IOWA STATE MEDICAL EXAMINER 6,261.46 ; IOWA STATE SHERIFFS & DEPUTIES 775.00 ; IOWA TELECOM-PROVIDER 1178 4.56 ; IOWA TRANSIT INC 2,013.10 ; IPERS 439,279.06 ; ISAA- IOWA STATE ASS'N OF ASSESSORS 975.00 ; ISAC 1,362.50 ; ISU AMERICORPS 4-H PROGRAM 1,950.00 ; ITM 51,250.00 ; ITSAVVY LLC 2,577.30 ; J. ROBERT HOPSON, INC 600.00 ; J.R. JIM HOWE SEPTIC SERVICE 1,500.00 ; J3RED MARKETING LLC 637.50 ; JACK HANSEN 727.49 ; JACKS UNIFORMS &

EQUIPMENT 1,505.20 ; JACQUELYN MC COY 150.00 ; JAMAR TECHNOLOGIES INC 984.21 ; JAMES MCBROOM 42.64 ; JAMES W MANTEUFEL MARTIAL TRUST 500.00 ; JAN KIER 26.00 ; JANET GRITTEN 163.80 ; JANET MARIE MAGNUSSEN 28.60 ; JANET PETERSON 10.40 ; JANITORS CLOSET LTD 2,792.59 ; JASON BUTLER 45.00 ; JEANA CHRISTIANSEN 8.32 ; JEFF KESTEL 99.84 ; JEFF PETERSON 500.00 ; JEFFERSON COUNTY SHERIFF 632.34 ; JEN FULCHER 150.00 ; JERILYN SAHR 598.79 ; JESSICA HAUBRICH 58.24 ; JIM TEMPLE 350.00 ; JIM WISCHMEYER 79.04 ; JOHANNA HOSTETLER 15.00 ; JOHN SCHMIT 281.73 ; JOHNNY M. JOHNSON 52.49 ; JOHNSTON AUTOSTORES 4,830.64 ; JON BUSS 30.00 ; JOSEPH KELLER 90.00 ; JT DD #22 MOD 1,802.20 ; JUDY L FREKING P.C. 325.00 ; JULIE ALBRIGHT 480.55 ; JULIE GRETEMAN MAYHALL ATTORNEY AT LAW PLC 834.00 ; JULIE SATHER 471.98 ; JULIUS CLEANERS 959.55 ; KARLA AHRENDSSEN 346.40 ; KARNA NELSEN 500.00 ; KATEE DEAN 857.48 ; KATHRYN CROKER 627.24 ; KATHY ERICKSON 144.00 ; KAY EVANS 221.45 ; KEITH AND SUE GEYER TRUST 3,915.37 ; KELLER PLUMBING HEATING & AIR LLC 9,144.35 ; KELLY SNYDER 636.48 ; KELTEK INCORPORATED 374.65 ; KENNETH BLAKE MCMILLIAN 1,800.00 ; KEVIN LULLMANN 50.00 ; KEVIN MCKINNEY 3.64 ; KIM JOHNSON 300.00 ; KIM OR DEL REUTZEL 47,385.74 ; KIMBALL MIDWEST 3,750.88 ; KIMBERLY SIEVERS 28.08 ; KISTLER CRANE & HOIST 1,000.00 ; KnowBe4, INC. 2,999.70 ; KORY DEMEY 176.54 ; KORY ELSTON 150.00 ; KRISTEN FOX 39.52 ; KRISTINA KONRADI 150.00 ; LACEY ANDERSON 124.02 ; LARSON OIL & DISTRIBUTING 16,038.78 ; LAUVER LAW 642.00 ; LEIGH MADSEN 54.08 ; LEISA MAYER 1,256.68 ; LESLIE HARROD 150.00 ; LEXIS NEXIS RISK DATA MANAGEMENT INC. 599.37 ; LIBERTY NATIONAL LIFE INS CO 7,029.68 ; LIBERTY TIRE RECYCLING, LLC 1,083.23 ; LIFE SKILLS TRAINING 140.00 ; LINDA WHITE 192.48 ; LINN GROVE CORP 4,050.00 ; LISA BRINGLE 1,485.16 ; LISA MAZUREK 520.00 ; LISETTE DE LA CRUZ 269.62 ; LOFFLER COMPANIES 1,519.60 ; LONG LINES BROADBAND 13,735.81 ; LORI ARENDS 49.92 ; LOUGHLIN LAW FIRM 1,875.00 ; LOUISE GALBRAITH 1,196.27 ; L-TRON CORPORATION 708.60 ; LUFT & SON INC 2,446.68 ; MACQUEEN EQUIPMENT, LLC 228.31 ; MAIL SERVICES LLC 3,314.06 ; MARATHON CORP 4,050.00 ; MARCO TECHNOLOGIES LLC 302.56 ; MARCO TECHNOLOGIES LLC 1,892.96 ; MARCUS LUMBER 8,219.78 ; MARK BURKITT 150.00 ; MARK KIRKHOLM 99.84 ; MARK VAN HOOSER 150.00 ; MARTIN MARIETTA MATERIALS 3,330.72 ; MARTINS FLAG CO 398.18 ; MARY REHNSTROM 20.80 ; MARY SPRICK 3.64 ; MASSMUTUAL 350.00 ; MATTHEW BLAKE MCKIBBEN 435.90 ; MATTHEW D. WILBER 3,150.00 ; MATTHEW FASSLER 200.00 ; MAXINE M. BUCKMEIER, P.C. 314.00 ; MENARDS - SPENCER 611.87 ; MID AMERICAN ENERGY 24,440.28 ; MID SIOUX OPPORTUNITY INC 2,856.79 ; MIDWEST COMPLIANCE ASSOCIATES 2,000.00 ; MIDWESTERN MECHANICAL INC 695.00 ; MIDWESTERN MECHANICAL IOWA INC 3,567.63 ; MILLER CONSTRUCTION 10,313.73 ; MODLIN CONSTRUCTION 200,000.00 ; MOHNING LAND SURVEYING LLC 3,955.00 ; MOLITOR CONSTRUCTION LLC 19,006.96 ; MPH INDUSTRIES INC 3,520.29 ; MURPHY TRACTOR & EQUIPMENT CO 7,058.77 ; NACCHO 260.00 ; NATHAN SCHUMANN 150.00 ; NATIONAL ASSOC OF COUNTIES 450.00 ; NATIONWIDE RETIREMENT SOLUTION 152.00 ; NETSMART TECHNOLOGIES, INC. 7,827.67 ; NETWORKS, INC. 135.00 ; NEW HOPE VILLAGE 7,305.04 ; NEWELL CORP 4,050.00 ; NEWELL HISTORICAL SOCIETY 1,000.00 ; NICOLE DIISCHER 40.80 ; NICOLE MASON 1,100.00 ; NORTH LAKE TRUCK REPAIR 3,744.89 ; NORTHERN LIGHTS FOODSERVICE 12,046.83 ; NORTHERN SAFETY CO., INC. 465.02 ; NORTHWEST AEA 2,493.00 ; NW IA PLANNING & DEV COM 4,112.00 ; NW IA YES CENTER 24,182.00 ; ODEN ENTERPRISES INC 6,836.40 ; OFFICE DEPOT 617.93 ; OFFICE ELEMENTS 6,034.10 ; OHIO NATIONAL 1,575.00 ; OLSEN WELDING & MACHINE 714.78 ; PAM JACOBSON 61.60 ; PARKER REPORTING, LTD 105.00 ; PATRICIA BAKER 5.20 ; PATRICIA MOE 10.92 ; PAUL L. ASCHEMAN, PhD 180.00 ; PAUL MERTEN 150.00 ; PETTY CASH-CO. ATTORNEY 3.00 ; PHOENIX SUPPLY 992.94 ; PICTOMETRY INTERNATIONAL 40,657.90 ; PILOT ROCK SIGNS RJ THOMAS MFG. CO., INC 1,444.40 ; PILOT TRIBUNE 4,283.53 ; PITNEY BOWES 1,263.87 ; PITNEY BOWES INC 193.78 ; PITNEY BOWES RESERVE ACCOUNT 12,217.66 ; PLAINS AREA MENTAL HEALTH, INC 705,580.23 ; PLUMBING & HEATING 1,580.07 ; PLYMOUTH COUNTY SHERIFF 44.80 ; POCAHONTAS CO SHERIFF 1,008.06 ; POLK COUNTY MEDICAL EXAMINER 184.77 ; POLK COUNTY SHERIFF'S OFFICE 38.96 ; POSTMASTER 226.00 ; POTTAWATTAMIE COUNTY SHERIFF 35.00 ; POTTHOFF APPRAISALS 500.00 ; POWER SOLUTIONS, INC. 900.35 ; PQL 72.34 ; PRAIRIE FABRICATION 660.00 ; PREMIER POLICE TRAINING 794.00 ; PRINCIPAL LIFE INSURANCE COMPANY 27,951.76 ; PRIORITY DISPATCH CORPORATION 550.00 ; PROJECT RESOURCES GROUP, INC.

6,871.02 ; QUILL CORPORATION 870.75 ; R & D INDUSTRIES INC 12,525.62 ; RAINBOW BAIT, INC 254.00 ; RANDALL WILBUR ERICKSEN 7.28 ; RANDY REDIG 80.00 ; RASHEL VAN HOUTEN 150.00 ; REBNORD TECHNOLOGIES INC 15,469.30 ; REDING'S GRAVEL & 819.01 ; REGIONAL TRANSIT AUTHORITY 20,160.00 ; REILING CUSTOM CONCRETE 21,947.50 ; REIMER, LOHMAN, & REITZ 1,549.50 ; RELIANCE TELEPHONE INC 3,003.25 ; REMBRANDT CORP 4,050.00 ; RENT - ALL, INC. 103.00 ; RICHARD HALDIN 182.40 ; RICHARD NOLL 150.00 ; RICK MEYER 56.16 ; RICOH USA, INC 106.06 ; ROBERT BERGER 202.15 ; ROBERTSON IMPLEMENT COMPANY INC 557.99 ; ROLLING HILLS 207,384.00 ; RON RECKAMP 413.27 ; RONDA ELLIS 28.08 ; RUST'S WESTERN SHED 129.95 ; RUTH LINDGREN 7,014.93 ; SAC COUNTY HEALTH SERVICES 20,488.51 ; SAC COUNTY SHERIFF 288.62 ; SALLY BRECHER 500.00 ; SANDRA K HOYT 150.00 ; SANDRA K. SWEENEY 2,421.15 ; SANFORD CENTER 32,591.25 ; SANOFI PASTEUR INC 5,416.83 ; SARAH VANDERHOFF 24.96 ; SAVINGS BANK SECURITY TRUST & 342,418.10 ; SAVINGS BANK SECURITY TRUST & 253,555.30 ; SCHNEIDER GRAPHICS, INC 307.18 ; SCHUELKE POWERSPORTS 251.19 ; SCHULTE LAW FIRM, LC 1,254.40 ; SCOTT COUNTY SHERIFF 50.86 ; SEASONS CENTER 1,241.46 ; SEAT 300.00 ; SECRETARY OF STATE 120.00 ; SECURITY TRUST 80,081.50 ; SECURITY TRUST & SAVINGS BANK 128.85 ; SENTRY SECURITY FASTENERS INC 396.00 ; SETH DICKS 28.46 ; SHARON KOCH 209.56 ; SHEILA COUGILL 150.00 ; SHESLER HALL 27,295.68 ; SHRED-IT,C/O STERICYCLE, INC. 236.06 ; SIOUX CITY FIRE RESCUE CITY OF SIOUX CITY IOWA 10,431.50 ; SIOUX CITY FOUNDRY CO 6,000.00 ; SIOUX LUMBER 460.45 ; SIOUX RAPIDS CORP 4,050.00 ; SIOUX RAPIDS HISTORICAL ASSOC 1,000.00 ; SIOUX RIVERS FISCAL AGENT 351,068.02 ; SIOUXLAND GRASS & FORAGE, LLC 3,525.00 ; SIOUXLAND MENTAL HEALTH 690,104.09 ; SMITH CONCRETE SERVICE INC 75,230.50 ; SPENCER DAILY REPORTER 389.07 ; SPENCER OFFICE SUPPLIES 335.08 ; SPORTS REHAB & PROFESSIONAL THERAPY ASSOCIATES, INC. 9,287.71 ; ST MARK LUTHERAN CHURCH 45.00 ; ST. LUKE'S HEALTH RESOURCES 504.00 ; STACEY SMITH 53.49 ; STANTON ELECTRIC INC 77.89 ; STAPLES CREDIT PLAN 808.29 ; STEPHANIE ANDERSON 50.44 ; STEPHANIE J. EARLY 98.00 ; STEVE HALDIN 105.00 ; STEVEN MILLS 112.50 ; STOCKTON TROUT FARM 2,000.00 ; STOREY KENWORTHY/MATT PARROTT 501.98 ; STORM CITY AUTO PARTS 11.28 ; STORM LAKE ACE HARDWARE 1,183.63 ; STORM LAKE CORP 12,150.00 ; STORM LAKE GARAGE DOOR SERVICE 849.57 ; STORM LAKE HEARING AID SERVICE 1,400.00 ; STORM LAKE HYDRAULICS 878.14 ; STORM LAKE TIMES 6,242.21 ; STORM LAKE TOWING & RECOVERY 178.00 ; STORM LAKE UNITED 12,500.00 ; STRATEGIC HEALTHCARE PROGRAMS, LLC 4,495.00 ; STREET COP TRAINING 398.00 ; SUSAN LLOYD 261.44 ; TAMI TENDAL 150.00 ; TASC 1,220.12 ; TAYLER CARY 37.44 ; TERRY FREDERICK 24.16 ; TEXT MY GOV 7,000.00 ; THE ARC OF WOODBURY COUNTY 30,000.00 ; THE ASSOCIATION OF EARLY CHILDHOOD IOWA AREA BOARDS & ADVOCATES 542.70 ; THE CTK GROUP 450.00 ; THE PRIDE GROUP, INC 85,362.51 ; THE SIDWELL COMPANY 220.00 ; THE UNIVERSITY OF IOWA 417.16 ; THERESA JOCHUM 1,055.55 ; THOMAS HUSEMAN 150.00 ; THRESHERMAN & COLLECTORS ASSN. 2,500.00 ; TIFFANY SMITH 543.92 ; TIM HANSON 150.00 ; TREASURER STATE OF IOWA 64,955.71 ; TREASURER STATE OF IOWA 5,285.33 ; TREASURER STATE OF IOWA ATTN: ANGEL BANKS-ADAMS 2,143.00 ; TREASURER, STATE OF IOWA 280.00 ; TREASURER, STATE OF IOWA 393.00 ; TRIVIUM LIFE SERVICES 4,030.00 ; TRUCK CENTER COMPANIES 8,812.47 ; TUCKER GLASS LLC 4,122.00 ; TYLER TECHNOLOGIES, INC. 9,952.00 ; TYLER VAN HOUTEN 145.60 ; U. S. POSTAL SERVICE 666.30 ; UNITED PENTACOSTAL CHURCH 300.00 ; UNITYPOINT HEALTH - FORT DODGE 235.00 ; US CELLULAR 1,495.36 ; US CELLULAR 370.00 ; VALERIE ANSPACH 150.00 ; VANCE CORDS 30.00 ; VANGUARD APPRAISALS INC 14,060.00 ; VERIZON 240.00 ; VERIZON 380.00 ; VERIZON CONNECT NWF, INC. 3,317.82 ; VERIZON WIRELESS 8,013.96 ; VETTER EQUIPMENT 59.18 ; VETTER EQUIPMENT CO 1,341.30 ; VISA 23,115.20 ; VISION CARE DIRECT 7,334.22 ; VISTA PAINTS 154.25 ; VOGEL TRAFFIC SERVICES INC 199,687.80 ; VOYA RETIREMENT INS & ANNUITY 52.00 ; WAG'S EXHAUST PROS 50.60 ; WARRENS SERVICE INC 1,552.50 ; WASHINGTON NATIONAL INS CO 3,542.70 ; WATCH GUARD VIDEO 17,611.50 ; WEBSTER COUNTY PUBLIC HEALTH 10,422.21 ; WELLMARK BLUE CROSS & BLUE SHI 655,931.12 ; WELLS FARGO FINANCIAL LEASING, INC 449.00 ; WELLS FARGO FINANCIAL LEASING, INC. 151.00 ; WESCO INDUSTRIES INC 266,322.36 ; WEST PAYMENT CENTER 7,088.60 ; WESTERN IOWA TOURISM REGION 250.00 ; WEX BANK WRIGHT EXPRESS FSC 6,359.51 ; WHKS & CO. 14,395.93 ; WILDWOOD LODGE 1,556.80 ; WINDSTREAM 2,034.20 ; WINDSTREAM CABS

307.71 ; WOODBURY CO AUDITOR/TREASURER 31.54 ; WOODBURY CO SHERIFF 14,060.00 ;  
WOODWARD YOUTH CORPORATION 3,871.95 ; WORLD DATA CORPORATION 125.00 ; YVONNE  
SANDHOFF 150.00 ; ZIEGLER INC 3,481.84 ; ZOLL MEDICAL CORPORATION 1,636.01

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