

**BOARD OF SUPERVISORS MEETING  
SEVENTEENTH MEETING, 2025 SESSION (17)  
APRIL 15, 2025**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 15, 2025, at 8:30 A.M. in the Boardroom with Chairman Merten presiding, and the following other members present: Hartman, Ringgenberg, Snyder, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Croker.

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

Motion by Ringgenberg, second by Snyder, to amend **today's agenda**, adding Resolution #2025-04-15-B Terminating 28E Agreement Concerning Collection of Delinquent Court Debt. Carried.

County Attorney Paul Allen informed the Board that the 28E Agreements with the City of Alta, City of Newell, City of Sioux Rapids, and City of Storm Lake, that were filed several years ago, which allowed the County Attorney's Office to receive a percentage of the Collection of Delinquent Court Debt, are no longer needed because the Iowa Judicial Branch has recently corrected an error that will automatically allocate the proper amounts to the respective city, county, and the State, which nullifies the original basis for requesting the 28E agreements. Motion by Hartman, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2025-04-15-B** Terminating 28E Agreements Concerning Collection of Delinquent Court Debt for the City of Alta, City of Newell, City of Sioux Rapids, and the City of Storm Lake. Carried.

**RESOLUTION #2025-04-15-B**

Resolution Terminating 28E Agreements Concerning Collection of Delinquent Court Debt

**WHEREAS** Iowa Code Chapter 28E permits state and local governments in Iowa to enter into an agreement with one or more public or private agencies for joint or cooperative action; and

**WHEREAS** Buena Vista County has elected to participate in the collection of delinquent court obligations on the county level and has filed with the Clerk of Court the required annual notice of full commitment to collect delinquent court debt for all cases assigned to Buena Vista County for collection by the court, in accordance with Iowa Code § 602.8107(4); and

**WHEREAS** Iowa Code § 364.22 permits cities to classify certain violations of city ordinance as municipal infractions and upon a defendant being found in violation of such ordinance, thereafter provides subject to Iowa Code § 364.3 that a portion of the fine imposed by the Court shall be retained by the city; and

**WHEREAS** a portion of the fine imposed by the Court under Iowa Code § 364.22, including but not limited to, filing fees and criminal penalty surcharges, are owed to the State pursuant to Iowa Code § 364.3; and

**WHEREAS** Buena Vista County and the City of Alta, the City of Newell, the City of Sioux Rapids, and the City of Storm Lake entered into separate 28E agreements concerning the collection of delinquent court debt; and

**WHEREAS** the Iowa Judicial Branch has recently corrected an error that will automatically allocate the proper amounts to the respective city, county, and the State, which nullifies the original basis for requesting the 28E agreements.

**BE IT THEREFORE RESOLVED:**

1. Pursuant to paragraph 8 of each 28E agreement, Buena Vista County hereby terminates the following:
  - a. "Agreement for Buena Vista County and City of Alta for Collection of Delinquent Court Debt" (M510687)
  - b. "Agreement between BV County and the City of Newell for the collection of delinquent court debt by the County Attorney's Office" (M510274)
  - c. "Agreement between the City of Sioux Rapids & the BV County Attorney regarding the collection of delinquent court debt" (M509733)
  - d. "28E Agreement for BV County (County Attorney) and City of Storm Lake for Collection of Delinquent Court Debt" (M509292)
2. Written notice to be provided to the addresses as indicated in the 28E agreements.

/s/ Paul Merten, Chairperson Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

**Hear the Public:** County Attorney Paul Allen informed the Board that his office has finished going through all the Ordinances and recodified Ordinances and putting them in a booklet. Then, they will be ready to print so everyone involved with the Ordinances will have a copy.

Zoning Administrator Ben Mueggenberg presented information on a Minor S/D request of Donald D. Jackson and Phyllis I. Jackson, in Section 25-90-37. Motion by Snyder, second by Hartman, authorize the Chair to sign **Resolution #2025-04-15-A**. Carried.

**RESOLUTION 2025-04-15-A**

**WHEREAS** Donald D. Jackson and Phyllis I. Jackson have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 25, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARILY DESCRIBED AS FOLLOWS:**

Commencing at the southeast corner of the Southeast Quarter of said Section 25; Thence North 89 degrees 42 minutes 17 seconds West on the south line of said Southeast Quarter, 1019.40 feet to the point of beginning; thence continuing North 89 degrees 42 minutes 17 seconds West on said south line, 297.76 feet; thence North 00 degrees 24 minutes 45 seconds West, 295.94 feet; thence South 89 degrees 50 minutes 13 seconds East, 75.55 feet; thence South 60 degrees 37 minutes 24 seconds East, 138.09 feet; thence South 78 degrees 53 minutes 04 seconds East, 89.62 feet; thence South 32 degrees 09 minutes 12 seconds East, 39.03 feet; thence South 01 degrees 30 minutes 09 seconds West, 179.26 feet to the point of beginning.

Hereafter known as Lot B, in Section 25, Township 90 North, Range, 37 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 1.76 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 SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 25, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the southeast corner of the Southeast Quarter of said Section 25; Thence North 89 degrees 42 minutes 17 seconds West on the south line of said Southeast Quarter, 1019.40 feet to the point of beginning; thence continuing North 89 degrees 42 minutes 17 seconds West on said south line, 297.76 feet; thence North 00 degrees 24 minutes 45 seconds West, 295.94 feet; thence South 89 degrees 50 minutes 13 seconds East, 75.55 feet; thence South 60 degrees 37 minutes 24 seconds East, 138.09 feet; thence South 78 degrees 53 minutes 04 seconds East, 89.62 feet; thence South 32 degrees 09 minutes 12 seconds East, 39.03 feet; thence South 01 degrees 30 minutes 09 seconds West, 179.26 feet to the point of beginning.

Hereafter known as Lot B, in Section 25, Township 90 North, Range, 37 West of the 5th P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any; **None**

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

**DESCRIPTION LOT B**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 25, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the southeast corner of the Southeast Quarter of said Section 25; Thence North 89 degrees 42 minutes 17 seconds West on the south line of said Southeast Quarter, 1019.40 feet to the point of beginning; thence continuing North 89 degrees 42 minutes 17 seconds West on said south line, 297.76 feet; thence North 00 degrees 24 minutes 45 seconds West, 295.94 feet; thence South 89 degrees 50 minutes 13 seconds East, 75.55 feet; thence South 60 degrees 37 minutes 24 seconds East, 138.09 feet; thence South 78 degrees 53 minutes 04 seconds East, 89.62 feet; thence South 32 degrees 09 minutes 12 seconds East, 39.03 feet; thence South 01 degrees 30 minutes 09 seconds West, 179.26 feet to the point of beginning.

Hereafter known as Lot B, in Section 25, Township 90 North, Range, 37 West of the 5th 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 15th day of April 2025.

/s/ Paul Merten, Chairman Board of Supervisors...../s/ Susan K. Lloyd, Auditor

Motion by Ringgenberg, second by Snyder, to **correct the Resolution number** in the 2/11/2025 minutes from Resolution No. 2022-02-11-A to Resolution No. 2025-02-11-A, Setting Dates of a Consultation and a Public Hearing on a Proposed Amendment No. 1 to the Platinum Urban Renewal Plan in Buena Vista County, State of Iowa. Carried.

Motion by Hartman, second by Snyder, to approve the **minutes** of 4/8/2025, as presented, and accept the following **report:** March Sheriff's Report of Federal Inmate Billings. Carried.

There being no further business, motion by Snyder, second by Hartman, to adjourn the meeting at 8:58 a.m. until Tuesday, April 22 at 8:30 a.m. for a regular session.