

August 25, 2014

Thirty-fourth Day

The Worth County Board of Supervisors met pursuant to adjournment with all members present.

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

Motion by Abrams, second by Haugen, carried to approve the August 18, 2014 board minutes and agenda as amended to add a fireworks request by Dave and Darrell Bang.

Sealed Bids for a county owned 1,000 gal LP tank located at the old waste water treatment site were opened. There was one bid. Motion by Abrams, second by Haugen, carried to approve the sale to Judy and Mike Stevens for \$500.

Motion by Haugen, second by Abrams, carried to approve a payroll change for Rick Anderson to \$16.81/hour as submitted by the sheriff's department.

Motion by Abrams, second by Haugen, carried to acknowledge county receipt of manure management plan annual update from Michael Johnson for facility #67913 located in NW ¼ of the SE ¼ of Section 13 of Mount Valley Township, Winnebago County.

Motion by Abrams, second by Haugen, carried to approve the sheriff's monthly report.

Motion by Haugen, second by Abrams, carried to approve the request for a fireworks permit on August 30 & 31 submitted by Dave and Darrell Bang, 222 360<sup>th</sup> ST, Joice, IA.

At 10:35 A.M. the board moved to the Magistrate Room for the conservation department presentation with the Samuels Group regarding the proposed County Resources Center Building.

Supervisor Haugen introduced Resolution 08.25.2014 setting a date for an election on the question of entering into a loan agreement for the purpose of constructing, furnishing and equipping a County Resources Center, in the form next hereinafter set out, and moved its adoption, seconded by Supervisor Abrams. After due consideration thereof by the Board of Supervisors, the Chairperson put the question upon the adoption of the resolution and the roll being called, the following named Supervisors voted: Ayes: May, Haugen, Abrams Nays: None. Whereupon, the Chairperson declared the motion duly carried and Resolution 08.25.2014 adopted.

#### **Resolution 08.25.2014**

Resolution setting November 4, 2014, as the date for an election on the proposition of entering into a loan agreement for the purpose of constructing, furnishing and equipping a County Resources Center

WHEREAS, the Board of Supervisors (the "Board") of Worth County, Iowa (the "County") has deemed it necessary and advisable that the County be authorized to construct, furnish and equip a County Resources Center that will provide space for the Emergency Operations Center, the Conservation Board and backup locations for the Sheriff's radio dispatch and information technology (the "Project") and enter into a loan agreement in a principal amount not exceeding \$1,500,000 to finance the cost of the Project; and

WHEREAS, pursuant to Section 331.442 of the Code of Iowa, before the County may enter into a loan agreement for such purpose, the County must hold a special election upon such proposition and receive a favorable vote from at least 60% of the total votes cast at such special election; and

WHEREAS, in accordance with Section 331.442 of the Code of Iowa, as part of the Board's action to set a date for an election on such proposition, the Board must publish notice of such proposition, including a statement of the amount and purpose of the loan agreement, and a statement of the estimated cost of the Project, which notice must be published, as provided in Section 331.305 of the Code of Iowa, with the minutes of the meeting at which the Board adopts a resolution setting the date for an election on the question of entering into a loan agreement;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of Worth County, Iowa, as follows:

Section 1. The Board of Supervisors intends to construct, furnish and equip a County Resources Center that will provide space for the Emergency Operations Center, the Conservation Board and backup locations for the Sheriff's radio dispatch and information technology, at an estimated cost not to exceed \$1,500,000. In accordance with Section 331.442 of the Code of Iowa, this cost figure is an estimate and is not intended to be binding on the Board in later proceedings related to the Project.

Section 2. A special county election is hereby called and ordered to be held in and for the County, in conjunction with the general election, on November 4, 2014, at which there will be submitted to the voters of the County the following proposition:

"Shall the County of Worth, State of Iowa, enter into a loan agreement in an amount not exceeding the amount of \$1,500,000, for the purpose of constructing, furnishing and equipping a County Resources Center that will provide space for the Emergency Operations Center, the Conservation Board and backup locations for the Sheriff's radio dispatch and information technology?"

Section 3. All of the foregoing matters are adopted and resolved by this Board, and the County Auditor is hereby authorized and directed to issue a proclamation and notice of the proposition and of the time and place of the election and to take all other actions necessary pursuant to state law to conduct the election. In addition, in accordance with Sections 331.305 and 331.442 of the Code of Iowa, the County Auditor is hereby authorized and directed to publish the minutes of the Board meeting at which this Resolution is adopted, including the full text of this Resolution, and to publish along with those minutes the Board's Notice of Special Election that is attached to this Resolution.

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved August 25, 2014. Dennis May, Chairperson, Board of Supervisors, Attest:  
Jacki A. Backhaus, County Auditor

The following claims were approved:

Advanced Drainage Sys Inc	Supplies-Eng	171.57
Ag Power Enterprises Inc	Service-Eng	987.39
Agvantage Fs Inc	Fuel-Eng	10,963.18
Alliant Energy	Service-Shf	2,891.12
Aramark	Service-Gsr	151.00
Austin Office Products	Supplies-Shf	44.74
B & J Water Conditioning Inc	Service-Gsr	12.00
Beenken, Richard	Service-Eng	550.00
Bmc Aggregates Lc	Rock-Eng	157,521.30
Brush Point Cemetery Assn	Exp-Vaf	180.00
Capranos, Thomas	Rent-Vaf	250.00
Cdw Government Inc	Equip-Dap	2,632.57
Cemstone Concrete Materials	Supplies-Eng	199.60

Centurylink	Service-Eng	1,461.62
City Of Fertile	Service-Eng	61.57
City Of Kensett	Service-Soc	160.01
Cnh Capital	Parts-Con	733.23
Culligan	Service-Shf	36.85
Des Moines Stamp Mfg Co	Supplies-Shf	26.70
Elliott, Pamela	Service-Gsr	209.78
Fallgatter's Market	Supplies-Shf	956.55
Fastenal Company	Supplies-Eng	89.33
Fleetpride	Parts-Eng	157.47
Fredrickson, Kenneth	Service-Wec	538.93
Greve Law Office	Rent-Aty	350.00
Grp & Associates Inc	Service-Phd	45.00
Heartland Power Coop	Service-Eng	199.12
Heiken, David	Parts-Eng	175.56
Hogan-Hansen Cpa's	Service-Ndp	6,000.00
Hotsy Equipment	Parts-Eng	98.64
Huber Supply Co Inc	Service-Eng	290.30
Ia Division Of Labor Service	Service-Gsr	80.00
Ia Law Enforcement Academy	Edu-Shf	15.00
Ia Secretary Of State	Fees-Shf	25.00
Ia State Sheriffs & Deputies	Edu-Shf	125.00
Iaccb Conference	Edu-Con	1,125.00
Interstate Motor Trucks Inc	Parts-Eng	4,831.62
Isac	Fy15dues-Sup	275.00
Isac Group Health	Health Ins Prem	58,197.00
Joe's Collision & Performance	Service-Shf	30.56
Johnson, Harold H	Rent-Phd	1,000.00
Knudtson, Kirby	Service-Shf	805.37
Lawson Products Inc	Supplies-Eng	363.52
Manly Junction Signal	Service-Shf	812.01
Marco Inc	Service-Shf	5,865.38
Martin Marietta Materials Inc	Rock-Eng	3,740.26
Mediacom	Service-Phd	44.84
Medical Arts Press	Supplies-Phd	64.33
Medline Industries Inc.	Supplies-Phd	317.74
Mercy Medical Center-North Ia	Service-Phd	174.48
Next Generation Technologies	Service-Mha	525.00
Niacog	Service-Tra	1,245.35
North Iowa Ready Mix Inc	Supplies-Eng	3,328.80
Northwood Anchor Inc	Service-E911	1,241.53
Northwood Electric Inc	Service-Gsr	1,221.04
Northwood Lumber	Supplies-Eng	64.30
Northwood True Value	Supplies-Trs	183.53
Optum	Supplies-Phd	12.95
Paetec	Service-Eng	16.90
Peopleservice Inc	Service-San	14,313.00
Pinnacle Quality Insight	Service-Phd	150.00
Plunkett's Pest Control Inc	Service-Shf	100.00
Pritchard's Of Northwood Inc	Parts-Eng	70.72

Reinhart Food Service Llc	Supplies-Shf	497.72
Staples Credit Plan	Supplies-Phd	144.37
State Hygienic Laboratory	Service-Con	165.00
Thofson, Christopher Steven	Service-Gsr	1,300.00
Ver Helst Snyder Drug	Supplies-Phd	497.71
Verizon Wireless	Service-Aty	463.92
Viafield	Supplies-Eng	3,928.95
Viking Welding	Supplies-Eng	5.92
Visa	Exp-Shf	1,597.57
Waste Management	Service-Sdp	2,524.39
Worth County	Health Ins Prem	1,368.00
	GRAND TOTAL	301,003.91

Additional Claims – Kurtis Mills – Service-EMA - \$61.47  
Iowa Workforce Development – Unempl-Ins - \$10,061.88

Motion by Abrams, second by Haugen, carried to recess the regular meeting at 11:30 A.M. for the Public Hearing for DD-23 Annexation and continued hearing for repairs and/or improvements at 1:30 P.M.

Motion by Abrams, second by Haugen, carried to open the Public Hearing for DD-23 Annexation and continued hearing on repairs and/or improvements at 1:35 P.M.

Annexation: Jim Hudson, drainage attorney explained the drainage law regarding annexation and answered questions.

Jon Rosengren, Bolton & Menk, Inc., engineer, gave his report on the proposed annexation

Objections by the following were heard and discussed: KSP, LLC; Richard Lindflott, Dean Lindflott and Shirley Lindflott.

Motion by Abrams, second by Haugen, carried to adopt the Annexation Report as presented.

Repairs Continuation: Jim Hudson, drainage attorney, explained the process in drainage law pertaining to repairs and/or improvements.

Jon further discussed his report on the proposed repairs and answered any questions from the public. A discussion was also held regarding some bedrock that was not dug down to original specs at time of construction due to the lack of resources at the time to dig through the bedrock. The engineer's report did not include an estimate to dig down to original specs. Jon's recommendation was to wait until construction to decide if the bedrock in question can be taken out easily. If yes, a change order will need to be approved by the board.

Public Comment was heard.

Objections by the following were heard and discussed: Curtis and Suzanne Evans; Maryon E. Holtan; Douglas C. Rovang and Richard M. Rovang, Trustees for the Ruth F. Rovang Trust; Maria E. Hansen; Dean R. Lindflott; Shirley M. Lindflott, and Richard D. Lindflott

Motion by Haugen, second by Abrams, carried to approve the engineer's report as presented with the exception of discretion to investigate and determine during the construction how to move forward regarding the bedrock that was not originally dug to specs.

Motion by Abrams, second by Haugen, carried to set the interest rate at 5% and the length of term at 10-20 years for the improvement certificates.

Further discussion was held about the auditor appointing right of way appraisers and the board of supervisors appointing a re-classification and common outlet commissions.

Motion by May, second by Abrams, carried to close the public hearing at 4:06 P.M.

Motion by Haugen, second by Abrams, carried to reconvene regular session.

The meeting adjourned until 9:00 A.M., September 2, 2014.

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Auditor

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Chairperson