

Supervisors Room, Courthouse  
Pocahontas, IA May 12, 2015

The Board of Supervisors of Pocahontas County, IA met in regular session pursuant to adjournment.

Members present: Chairman Louis Stauter, Clarence Siepker, JoAnn Peters, Jeffrey K. Ives, Ed Dewey.

The minutes of April 28, 2015 were approved as presented on motion of Dewey, seconded by Peters. Ayes all, motion carried.

The tentative agenda was approved as presented on motion of Siepker, seconded by Dewey with additional discussion items of CAFO construction regulations and tile drainage systems. Ayes all, motion carried.

It was moved by Ives, seconded by Peters to approve the payroll for County Conservation department's seasonal employees and the effective dates of employment as follows: Daniel Vosberg at the hourly rate of \$9.50 effective May 11, 2015; Dominic Johnson, Aaron Aljets, Aaron Youngberg, Connor Schoening each at \$9.50 per hour effective May 20, 2015. Ayes all, motion carried.

It was moved by Dewey, seconded by Siepker to approve the 2015 Exemption Applications for Prairie, Forest Cover, Rivers and streams, etc affecting a total of 2,396.95 acres. Ayes all, motion carried.

The board next considered the Amendment to Cooperative Reimbursement Agreement #BOC-13-005 with the Department of Human Services, Bureau of Collections and the SDU of Webster, Calhoun, Hamilton, Humboldt, Pocahontas, and Wright Counties providing safeguards to the Confidential Information of applicants or recipients of child support enforcement services and the IRS safeguard provisions. It was moved by Peters, seconded by Ives to authorize the chairman to sign as previously signed by the county attorney. Ayes all, motion carried.

It was moved by Siepker, seconded by Ives to approve the Application for Property Tax Exemption for Harlen G and Flordeliza A . Johnsen on Lot 33, Sub Div OL 13, Town of Laurens utilized as a book repository for Reach for the Stars Foundation with a tax exempt 501(c) (3) status. This exemption will affect the taxes to be paid beginning September 2016. Ayes all, motion carried.

It was moved by Dewey, seconded by Ives to abate the taxes of \$8.00 for the property described as Lot 65 X 140 ft. in SE Corner, Lot 12, Blk. 1, Town of Pocahontas with deed taken 7/31/2014 Pocahontas Fireman's Association. Ayes all, motion carried.

It was moved by Dewey, seconded by Ives to acknowledge receipt of the following Manure Management Plans: (1) Garrison Ridge LLC – facility ID # 58740 located in SE SE, Section 13, Des Moines Township with Joel Schmidt as the owner and contact person; (2) Tukker Dairy LLC – facility ID # 65284 located in the NE NE, Section 33, Powhatan Township with Johan and Johanna Koezen as owners and contact persons; (3) Cedar Finisher Farm – facility ID # (none- new facility) to be located in SW SW, Section 21 Cedar Township with Keno Farms III, L.L.C. as the owners and Dwain Bankson as the contact person; (4) Sherman Pork – facility ID # 65248 located in SW NW, Section 26, Sherman Township with Sherman Pork, LP as owners and Rusty Kosky as the contact person; (5) Krischel LLC – facility ID # 62806 located in NW NE, Section 2, Powhatan Township with David Krischel as owner and contact person. Ayes all, motion carried.

Supervisor Stauter advised the board the Cedar Finisher Farm Manure Management Plan identifies the construction location for a hog confinement under the required animal units set by the Iowa Code and no building permit is required by the DNR. The planned location of the building will sit 15 feet away from a 22" private mutual drain tile and sits on the south side of the building where all the traffic will be. The landowners are concerned for their drainage without regard to potential damages that may occur. Stauter assisted the landowners to locate their tile, contact the DNR regarding regulations or lack of, and the owner of Modern Concepts Buildings working with Iowa Select. This owner, Darrell Hunt is

scheduled to meet with the landowners Wednesday to hopefully reposition the building on the property. The landowners are not opposed to the facility, however they are concerned about their drainage.

At 10:20 a.m. the Board met telephonically with the Calhoun County Board of Supervisors as Jt. Drainage District Trustees for D.D. 1-54 and D.D. 173-67, and D.D. 35-37 with the minutes recorded in the appropriate drainage records.

The board next reviewed several joint drainage district claims for approval. It was moved by Ives, seconded by Peters to approve the work order of I & S Group for proposed tile repair in the amount of \$800.00 for removal of 24" clay tile and install 10' of 24" dual wall HDPE pipe in NW NW, Section 12, Williams Township, Calhoun County with Weiston Ag Services designated contractor. Ayes all, motion carried.

It was moved by Peters, seconded by Siepker to approve payment of repairs to tile outlets not discovered during construction to Healy Excavating in the amount of \$3,750.00 with Buena Vista County being the payee. Ayes all, motion carried.

It was moved by Ives, seconded by Dewey to approve the claim of Pocahontas County Secondary Roads for 18" x 20' CMP for Section 19, Powhatan Township (Ryan Peterson) on JT. D.D. 63 with Pocahontas County being the payee. Ayes all, motion carried.

It was moved by Ives, seconded by Peters to approve the claim for FEMA repairs to Jt. D.D. 63 claimed by Bolton & Menk, Inc in the amount of \$296.50. Ayes all, motion carried.

It was moved by Peters, seconded by Siepker to approve the claim of Pocahontas County Secondary Roads for 20' x 6" CMP in the amount of \$89.60 and 20' X 15" CMP for repairs in Section 27, Colfax Township (Gary Klassen) with Calhoun County as the payee. Ayes all, motion carried.

It was moved by Siepker, seconded by Dewey to approve the claim of Bolten and Menk, Inc in the amount of \$1,143.50 for preparing the report for repairs for Jt. D.D. 43-72 with Calhoun County being the payee. Ayes all, motion carried.

It was moved by Ives, seconded by Siepker to approve the final claim for Jt. D.D. 36 by I & S Group, Storm Lake for final closeout in the amount of \$673.75 with Pocahontas County being the payee. Ayes all, motion carried.

It was moved by Dewey, seconded by Ives to approve Pay Estimate No. 2 in the amount of \$306,981.00 for Drainage District No. 8 West Tile Improvement project (No. P11.106425) Ayes all, motion carried.

The following claims were audited and allowed:

A & M Laundry	Supplies	100.29	1
AT&T	Phone	31.18	1
Adv Systems	Copier Main Ex	278.72	1
Ag Partners	Fuel	1030.12	1
Airgas USA	Supplies	333.36	1
P Alexander	Phone/Mileage	585.52	1
Alliant Energy	Utilities	275.67	1
Alpha Excavating	Services	100.00	1
Alta Implement	Parts	113.08	1
Arnold Motor	Parts	947.92	2
Bailey Nurseries Inc	Trees	20187.94	1
Client	Services	119.00	1
S Bailey	Meal	12.49	1
Bob Barker Co.	Supplies	266.33	1
A Beneke	Co Atty Exp	4309.42	1
BV Co Journal	Publications	388.88	2
Cal Co ECA	Utilities	59.82	1
Campbell Supply	Parts	72.94	1
Carpenter Uniform	Uniforms	272.28	2
Cedar Falls Const	Concrete Patching	372679.96	1
CenturyLink	Phone	202.14	5
J Conlin	Mileage	25.00	1
O Cressler	Mileage	233.50	1
B Dahl	Phone/Mileage	463.82	1
Dataline Assoc	Toner	424.95	1
DD 29 Main	Reimbursement	4059.00	1

Del City	Supplies	21.05	1
Deyta	HHCahps Fee	90.00	1
Dist III Treas	Dues	25.00	1
Dixon Insurance	Ins/Bond Ser	231.00	1
Dollar Gen	Supplies	31.00	1
Doolittle Oil	Supplies	496.32	1
Electronic Special	Repairs/Main	1735.89	1
Everttek	Internet	36.30	1
Farm & Home	Supplies	147.08	3
Farm News	Publication/Ads	115.00	1
Fastenal Co	Parts	157.20	1
D Ferguson	Phone/Mileage	225.00	1
Genesis	Janitorial	750.00	1
Godbersen Const	Constr Repairs	4739.05	1
Graffix	Supplies	13.03	1
Great Am Fin	Copier Lease	70.73	1
Lee Hamilton	Socket	49.75	1
Harrison CO E911	Printer	50.00	1
Hilton	Lodging	413.45	1
K Hoffman	CVA Mileage	17.00	1
Holiday Inn	Lodging	924.21	2
J Hubbell	Feed/Sup	6.40	1
IAHC	Training	20.00	1
ISACA	Dues	300.00	2
IHCA	Training	825.00	1
ILEA	Training	65.00	1
K Jepsen	Mileage	37.07	1
R Jergens	Mileage	142.00	2
Johnston Auto	Supplies	245.60	1
F Kelly	CVA Mileage	17.00	1
Krueger Survey	Surveying	600.00	1
B Larsen	Transport Ex	8.12	1
Laurens Municipal	Utilities	326.08	1
Laurens Sun	Publications	566.01	2
Liberty Tire	Tire Recycling	476.77	2
Martin Marietta	Rdstone	250.90	1
K Metzger	Phone/Mileage	394.53	1
MidAmeri Energy	Utilities	189.50	1
P Mooney	Med Exam Invest Training	431.60	1
Murphy Tractor	Parts	786.86	1
N IA Telecom	Phone	2318.02	2
NW Comm	Internet	445.60	2
Office Elements	Supplies	3324.13	13
Office Systems	Copier Main	55.55	1
Owen/King	SIR	35.10	1
Palmer Mutual Tel	Telephone	314.92	1
City of Palmer	Utilities	81.00	1
L Peterson	CSB Supplies	361.99	4
Po Co Aud	T1 Phone	84.24	2
Po Co Consv	Trees	531.00	1
Po Co Home Care	Services	7599.00	1
Po Co Pub Health	Assess Ser	21.77	1
Po Co Solid Waste	Rural Waste	8766.97	1
Poca Comm Hospital	Services	2610.20	1
Poca Equip	Sup/Repairs	108.60	1
Poca Ford	Main Ser	608.48	1
Poca Lumber	Supplies	102.36	1
Poca Off Supply	Supplies	99.48	3
Poca Sales & Serv	Repairs/Main	32.95	1
Poca St Bank	Rent/Fees	105.00	1
City-Pocahontas	Utilities	4183.80	8
Pro Co-Op	Fuel/Servcs	14392.75	4
RAM Systems	Maintenance	545.00	1
Record Dem	Publications	1392.21	4
Rehab Systems Inc	Services	1125.00	1
Reliable Off Sup	Supplies	88.79	1
Reserve Acct	Postage	3000.00	1
S Richardson	Phone/Mileage	44.79	1
City-Rolfe	Utilities	153.57	1
Rubber Inc	Parts	76.30	1
Seiler App	Repair Ser	679.00	2
Solutions	Comp Main/Supplies	3768.28	1
D Stall	Phone/Mileage	603.84	1
Unity Point	Services	108.00	1
US Cellular	Phone	382.47	4
USPS	Postal Meter	1201.45	2

Verizon	Phone	40.01	1
Wex Bank	Fuel	56.14	1
J Williams	safety boots	148.72	1
Windstream	Phone/Data	360.36	1
Woods	Supplies	118.85	2
Youngs Computer	Repairs/Main	257.97	1
Youth Shelter NCI	Shelter Ser	746.40	1
Ziegler	Supplies	6644.94	1
Grand Total		491363.45	

Jack Moellering, County Engineer provided informational items.

Phil Waniosek, Benefits Inc. presented information on the county's flexible benefit program, reviewed several factors of the Affordable Care Act and the effect it will have on the county. He also reviewed the services he is providing and discussed having employee educational presentations.

Supervisors Weekly Meetings: All supervisors attended the D.D. 61 and D.D. 57 Hearings. Stauter met with landowners on the CAFO and drainage concerns. Peters attended the County Solid Waste Commission meeting and attended the Smart Conference. Siepker attended the UDMO board meeting. Dewey attended the Safety meeting and EMA and 911 board meetings. Ives had no other meetings.

There being no further business the board adjourned on motion of Peters, seconded by Siepker. The Board recessed for lunch.

1:30 p.m. the Board reconvened for the D.D. 41 Hearing on Use of Right-of-Way in regards to placement of a connecting trail in the City of Laurens.

Members present: Chairman Louis Stauter, Clarence Siepker, JoAnn Peters, Jeffrey K. Ives, Ed Dewey. Also present: Jim Hudson, County Drainage Attorney and Barbara Smith, Laurens City Administrator and Sid Enockson, Laurens City Council and other interested citizens and Larry Lawman and Shane Lawman.

Hudson advised he sent a letter to the landowners to set this hearing. He has reviewed the law thoroughly and the right of way is exclusively used for drainage district work. However, the board acting as trustees can establish whatever use so they desire for the right of way including establishing a roadway on the right of way. The trail will be an 8 foot gravel walking trail with a two (2) foot buffer on either side of the trail. Smith confirms the grant specifies there are to be no motorized vehicles on the trail. There are the preliminary draft plans for the proposed trail from Bolton & Menk, Inc showing a route around the Lawman property and another showing a straight route along the entire length of the Drainage District right of way. The Lawman's note they have a fence on the right of way for pasture use. The Iowa DOT has been out prior to the grant application being completed and have verbally agreed they will cooperatively assist with the crossing over Highway 10 to allow the trails to be connected. The application was left with Smith for completion and submission to get the crossing constructed along with the trail. Smith noted the City will remove the Lawman fence however the Lawman's will be responsible for installing their fence and required to maintain the fence in the future. Hudson advised there will be an agreement prepared for the City of Laurens and the Drainage District/County. Supervisor Stauter advised he would like something in writing from the Lawman's as landowners that they are okay with the construction of the trail. Hudson advised the Board has control of the right of way and the agreement will clarify what the intent and use of the trail and right of way will be. Hearing no objections from the public nor are there written objections filed. Following discussion it was moved by Siepker, seconded by Ives to approve the construction of the trail utilizing the straight route along the entire spoil bank with access from Highway 10. Ayes all, motion carried.

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Louis Stauter, Chairman

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Margene A. Bunda, County Auditor

