

Supervisors Room, Courthouse
Pocahontas, IA July 21, 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 July 14, 2015 were approved as presented on motion of Siepker, seconded by Ives. Ayes all, motion carried.

The tentative agenda was approved as presented on motion of Ives, seconded by Siepker to include IPads and County Farm under informational. Ayes all, motion carried.

Don Etler, P.E. with Bolton and Menk, Inc of Spencer presented the Engineer's Report for D.D. 41, BR 22. Etler noted that he utilized the 1983 Report to an extent and acknowledged there are better technologies today which results in the change of total acres benefited today at 1135 compared to the old report of 1107 acres benefited. He is recommending the use of approximately 6,000 feet of 36" drain pipe, placing it deeper, and eliminating the relief tile theory. There have been no wetland costs included as he believes there will be no wetlands, however there are few determinations returned from the landowners as we requested; there is still time to get the determinations turned in. A reclassification is recommended with this improvement to equitably distribute the benefits. It was moved by Peters, seconded by Siepker to tentatively approve the report and set the hearing for 11:30 a.m., Tuesday, September 15, 2015. Ayes all, motion carried.

It was moved by Siepker, seconded by Ives to approve Amendment #1 to D.D. 41, BR 22 Engineer's Report to correct the benefited lands of the original report. Ayes all, motion carried. A reminder that the City of Laurens will not be notified or receive an assessment as they will not receive any benefit from this district noted Etler.

Supervisor Ives advised the board he and Supervisor Dewey have rewritten the Sac County Resolution for Operation of All-Terrain and Off-Road Utility Vehicles. Ann Beneke, County is present and acknowledged she has reviewed the document and questions if it should be an ordinance or a resolution. Supervisor Ives indicated the sheriff was okay with the concept last year. Following discussion it was determined the resolution should be an ordinance. The County Attorney will prepare the ordinance for the board's consideration.

Auditor Bunda advised the board of the completed Form 720 for the Patient-Center Outcomes Research Institute (PCORI) fees payable to the IRS relative for the Affordable Care Act. It was moved by Peters, seconded by Dewey to approve payment of the \$544.00 in fees to the IRS. Ayes all, motion carried.

It was moved by Dewey, seconded by Ives to acknowledge receipt of the Manure Management Plan: (1) Randy Plantz #1 Facility – ID #61120 located in the NE, Section 18, Grant Township with Randy Plantz as the owner and contact person. Ayes all, motion carried.

Supervisor Peters inquired of the rate for cash rent for the county farm, is as it time to let young farmers have the opportunity to farm this land, what process would be used? The board will think about it and bring back ideas to get a process decided.

Peters then inquired if the board is still considering the purchase of iPads for their use. Supervisor Ives indicated he visited with Buena Vista County and they purchased some for \$500 and Solutions indicated approximately \$900 for Lenovo product and our county software would run on this product. Need to further investigate what is needed.

Jack Moellering, County Engineer presented the resolution for the vacation of the roadway between sections 11/12 Swan Lake Township. There were no persons present, no written or verbal objections filed. The affidavits of publication are on file with the County Auditor. It was moved by Siepker, seconded by Ives to approve the resolution for the vacation of said roadway. The chairman called the question with the following recorded vote: ayes – Siepker, Peters, Ives, Dewey, Stauter; nays – none. Whereby the resolution is duly adopted to-wit:

RESOLUTION 2015 – 07-#23

WHEREAS, this being the date and time set for the hearing on the proposed vacation and closure of a portion of Pocahontas County Secondar Road, described as follows:

The level B county road lying between Sections 11 and 12, T-93N, R-34W of Pocahontas County, Iowa. The intention of this road closure is to vacate the entire mile of public road. The establishment record of this road was not found.

WHEREAS, no objections have been received, either in writing or by persons present.

NOW THEREFORE BE IT RESOLVED by the Pocahontas County Board of Supervisors that the subject section of road be ordered vacated and closed.

Jim Shelgren, landowner in Garfield Township was present to learn how the board vacates a roadway. There has been discussions of road closure in this township and it may impact his farming operation.

Moellering presented the two (2) quotes for Joint Sealing Widened Cracks of C-26 (2miles), C37 (I mile of Brand FX road), C49, N65, and P19 were overlaid in 2010 and need sealing, 7 miles of C66. Bargaen, Inc of Minnesota bit \$73,361.40; Denco HWY Construction Corp bid \$73,596.75 for the work. It was moved by Peters, seconded by Siepker to approve the low bid of Bargaen. Ayes all, motion carried.

The utility permits submitted did not involve drainage district facilities and were approved by Moellering and require no board action.

Auditor Bunda presented the following drainage districts needing a levy to replenish the funds for maintenance repairs and contingent funding for future maintenance. It was moved by Siepker, seconded

by Ives to approve the levies as follows: D.D. 15-45 Lower Main – 53% levy; D.D. 15-45 Main Tile – 98% levy; D.D. 22 – 61% levy; D.D. 37 Main – 116% levy; D.D. 41 – 60% levy. Said levies are due September 1, 2015 and become delinquent October 1, 2015 and will bear interest of 5% if delinquent. Ayes all, motion carried.

Supervisors Weekly Reports: All supervisors attended the D.D. 8 continued hearing for reclassification and annexation. Supervisors Stauter, Ives, and Dewey had no meetings. Supervisor Peters attended the Board of Health meeting. Supervisor Siepker attended the Region 5 Iowa Workforce meeting.

There being no further business the board adjourned on motion of Peters, seconded by Dewey.

Louis Stauter, Chairman

Margene A. Bunda, County Auditor