

Supervisors Room, Courthouse
Pocahontas, IA February 14, 2015

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

Members present: Chairman Louis Stauter, Clarence Siepker, Joann Peters, Jeffrey K. Ives, Ed Dewey. Also present Senator Tim Kraayenbrink, Chris Vrba, Ann Beneke, Jack Moellering, and Kent Johnson.

Senator Kraayenbrink explained the purpose of his meeting with each of the county boards and their county engineers is to learn the status of their secondary road funds, if they are bonding to make the necessary repairs, what repairs are we able to accomplish, and if additional money would be provided through a gas tax increase what impact would this have on the county's needed repairs.

Following discussions everyone present acknowledge they were in favor of the gas tax increase for the explicit purpose of repairing the roads and bridges. Everyone acknowledged additional taxation is not the preference, however if it is the only way to provide additional funding to meet the necessary repairs it is certainly more equitable than a county bonding for such repairs.

Kraayebriink noted this is what he has been hearing throughout his district. He thanked everyone for their time.

The board moved into closed session at 11:45 a.m. pursuant to Code Section 21.5 (1A) to review the preliminary draft comments from the state audit on motion of Ives, seconded by Dewey. The chairman called the question with - Ayes – Siepker, Peters, Ives, Dewey, Stauter; Nays – none.

At 12:45 a.m. the board returned to open session on motion of Dewey, seconded by Siepker with no action being taken. Ayes – Siepker, Peters, Ives, Dewey, Stauter; Nays – none.

It was moved by Dewey, seconded by Peters to adjourn the meeting.

Louis Stauter, Chairman

Margene A. Bunda, County Auditor

Supervisors Room, Courthouse
Pocahontas, IA February 17, 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 February 10, 2015 were approved on motion of Siepker, seconded by Peters with the addition of – *It was moved by Siepker, seconded by Ives to approve the resolution 2015-02-#11.* Ayes all, motion carried.

It was moved by Dewey, seconded by Siepker to approve the agenda with the corrected day of the second agenda to *Wednesday*, February 18, 2015. Ayes all, motion carried.

It was moved by Peters, seconded by Ives to set the bid letting at 10:45 A.M. for D.D. 21 on Tuesday, March 24, 2015. Ayes all, motion carried.

It was moved by Ives, seconded by Dewey to acknowledge receipt of the following Manure Management Plans: (1) A & W Site – facility ID# 67013 located in SE NE, Section 1, Cummins Township with Hawkeye Ag, LLP as the owners and Brian Ritland as the contact person; (2) Brannigan Site - facility ID # 67014 located in the NW NE, Section 23, Dover Township with Summit Farms, LLC as the owners and Brian Ritland as the contact person. Ayes all, motion carried.

The board received an overview and update from The Schneider Corp representatives Jeff Lewis and Ryan Poots, GIS Project Managers, Ryan S. Smith, Business Development Manager. Jeff Lewis noted as the GIS Coordinators they are on site one day per month and are available for assistance any day of the work week with 144 project hours committed to Pocahontas County. They have been assisting with the sheriff's office as they implement the next generation of 911, working with the assessor's office with their ag land program, and assisting the county engineer in drainage areas. They upload each day via Shop Vac which has provided for 73 unique visits to the county's site to upload everything to Beacon. They will be providing monthly progress reports as their goal is to help educate the boards of supervisors across the state what the programs can do for them.

It being 10:30 a.m. the board proceeded with the first Public Hearing. Ann Beneke, County Attorney advised the Becks will not be present, however they have provided the required \$3,600.00 for final payment. Proofs of publication are on file with the auditor. It was moved by Dewey, seconded by Peters to adopt the resolution for the sale of Parcel 1 of Parcel F of the old cement plant property to Thomas and Terri Beck. 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 – 02 - # 13

WHEREAS. a public hearing on February 17, 2015, at 10:30 A.M was held for approval of sale by Pocahontas County to Thomas J. Beck and Teri L. Beck, husband and wife, Clarks Ag Supply, Clarks, Nebraska, of property consisting of .27 acres located south of Highway 3 in the City of Pocahontas, Iowa, otherwise known as the "old cement plant" property, and more particularly described as follows:

Description: Parcel 1 of Parcel F

A part of Parcel F in part of the Auditor's subdivision of Outlot 1 in the North Half of the Northeast Fractional Quarter (N 1/2 NE FRAC 1/4) of Section 6, Township 91 North, Range 32 West of the 5th PM, Pocahontas County, Iowa, and being more particularly described as follows:

Commencing at the Northeast (NE) Corner of the Northeast Fractional Quarter (NE FRAC 1/4) of said Section 6; Thence on an assumed bearing of North 90° 00' 00" West, along the North line of said Northeast Fractional Quarter (NE FRAC 1/4), 1593.48 feet to the Northerly extension of the West line of Parcel F as shown on a plat of survey by W. C. Otto dated August 31, 1963; thence South 00° 01' 10" East, along said Northerly extension of the West line of Parcel F, 60.16 feet to the South right-of-way line of Iowa Highway No. 3, said point also being the Point of Beginning. Thence South 00° 01' 10" East, along the West line of said Parcel F, 145.72 feet; Thence North 89° 51' 56" East, 80.00 feet to the East line of said Parcel F; Thence North 00° 01' 10" West, along said East line, 145.52 feet to the South right-of-way line of Iowa Highway No. 3; Thence North 89° 59' 29" West, along said south right-of-way line, 80.00 feet to the Point of Beginning. This hearing was held pursuant to Section 331.361 of the Code of Iowa.

WHEREAS the Pocahontas County Board of Supervisors finds that the above described property, a lot south of Highway 3 in the City of Pocahontas, Iowa is a proposed site for renovation and new business. Further, the Pocahontas County Board of Supervisors finds that the offered price of \$4,500 is fair and reasonable.

FURTHER, a public purpose under Iowa Code Chapter 15 entitled "Economic Development Authority" will reasonably be accomplished by sale of the above-described property to Thomas J. Beck and Teri L. Beck.

BE IT RESOLVED that the Pocahontas County Board of Supervisors hereby approves the sale of the above-described property to Thomas J. Beck and Teri L. Beck. Further, the Pocahontas County Board of Supervisors authorizes the execution of a Warranty Deed of the above described property to Thomas J. Beck and Teri L. Beck, husband and wife, the execution of any other documents necessary for completion of the conveyance of this property, and the payment of other costs incidental to this sale.

BE IT FURTHER RESOLVED that the method of sale of the above-described property shall be by contract for valuable consideration. The method of sale is believed to be in the best interest of Pocahontas County. Dated this 17th day of February, 2015.

Chairman Stauter signed the contract and the warranty deed with all documents notarized and recorded by the county attorney.

It being 10:40 a.m. the board proceeded with the second Public Hearing. Ann Beneke, County Attorney presented the resolution for the sale of Parcel 2. Proofs of publication are on file with the

auditor. It was moved by Peters, seconded by Dewey to adopt the resolution for the sale of Parcel 2 of Parcel F of the old cement plant property to Mark M. and Krystal Phillips. 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 – 02 - #14

WHEREAS, a public hearing on February 17, 2015, at 10:35 A.M. was held for approval of sale by Pocahontas County to Mark W Phillips and Krystal Phillips, husband and wife, Pocahontas, Iowa, of property consisting of .22 acres located south of Highway 3 in the City of Pocahontas, Iowa, otherwise known as the "old cement plant" property, and more particularly described as follows:

Description: Parcel 2 of Parcel F

A part of Parcel F in part of the Auditor's subdivision of Outlot 1 in the North Half of the Northeast Fractional Quarter (N 1/2 NE FRAC 1/4) of Section 6, Township 91 North, Range 32 West of the 5th PM, Pocahontas County, Iowa, and being more particularly described as follows:

Commencing at the Northeast (NE) Corner of the Northeast Fractional Quarter (NE FRAC 1/4) of said Section 6; Thence on an assumed bearing of North 90° 00' 00" West, along the North line of said Northeast Fractional Quarter (NE FRAC 1/4), 1593.48 feet to the Northerly extension of the West line of Parcel F as shown on a plat of survey by W. C. Otto dated August 31, 1963; thence South 00° 01' 10" East, along said West line of Parcel F and it's Northerly extension, 205.88 feet to the Point of Beginning. Thence North 89° 51' 56" East, 80.00 feet to the East line of said Parcel F; Thence South 00° 01' 10" East, along said East line, 120.00 feet to the Southeast (SE) Corner of said Parcel F; Thence South 89° 51' 56" West, along the South line of said Parcel F, 80.00 feet to the Southwest (SW) Corner of said Parcel F; Thence North 00° 01' 10" West, along the West line of said Parcel F, 120.00 feet to the Point of Beginning.

This hearing was held pursuant to Section 331.361 of the Code of Iowa.

WHEREAS, the Pocahontas County Board of Supervisors finds that the above described property, a lot south of Highway 3 in the City of Pocahontas, Iowa is a proposed site for renovation and new business. Further, the Pocahontas County Board of Supervisors finds that the offered price of \$4,500 is fair and reasonable.

FURTHER, a public purpose under Iowa Code Chapter 15 entitled "Economic Development Authority" will reasonably be accomplished by sale of the above-described property to Mark W. Phillips and Krystal Phillips.

BE IT RESOLVED that the Pocahontas County Board of Supervisors hereby approves the sale of the above-described property to Mark W. Phillips and Krystal Phillips. Further, the Pocahontas County Board of Supervisors authorizes the execution of a Warranty Deed of the above described property to Mark W. Phillips and Krystal Phillips, husband and wife, the execution of any other documents necessary for completion of the conveyance of this property, and the payment of other costs incidental to this sale. Dated this 17th day of February, 2015. Chairman Stauter signed the contract and the warranty deed with all documents notarized and recorded by the county attorney.

Jack Moellering, County Engineer advised the IA DOT has contacted him regarding the culvert replacement across HWY 7 and D.D. 29. The IA DOT requested slope and stream flow for the bridge at the west side of Pocahontas. No further details at this time.

Auditor Bunda provided the slide presentation document to the Board for the ISAC Wellmark Wellness program. The board reviewed and discussed the program and ways to encourage all employees to participate.

Supervisors Weekly Meetings: Stauter participated in the meeting with Senator Kraayenbrink. Peters, Siepker, and Ives attended the State Supervisors meeting and participated in the meeting with Senator Kraayenbrink. Dewey attended the EMA and 911 budget hearings and participated in the meeting with Senator Kraayenbrink.

There being no further business it was moved by Siepker, seconded by Peters to adjourn.

