

**BOARD OF SUPERVISORS MEETING
TWENTY-NINTH MEETING, 2017 SESSION (29)
AUGUST 1, 2017**

The Buena Vista County Board of Supervisors met in special session, on Tuesday, August 1, 2017 at 8:30 A.M. in the Boardroom, with Chairman Huseman presiding, and the following members present: Altena, Arends, Merten, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Ringgenberg.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Huseman, and Merten. Nays: none. Abstentions: none

Dale & Bev Wordekemper asked for clarification on the **White Cap Road** sealcoat project. Wordekempers would like to see the drawing from the engineer, as he would like to see the road squared off, he doesn't want the traffic cutting across his land. Wordekemper thought all of the bushes would be removed since they were in the road right-of-way. Merten stated that they want to accommodate everyone. Wilkinson stated that he would like to bring the ditch up to the curve on the south to get the water back to the crossroad culvert. Merten asked if reflective posts could be put up so that people don't drive on private property. Placement of a stop sign would be another option. Angie Snyder was also present for the discussion, and stated that she would be fine with having the bushes all removed to make it right, but then make everyone comply, and go down the road and have other structures removed that are too large. Arends stated that all the bushes need to go, and other nonconforming structures along the road need to go too, so that everyone follows the same rules. Wilkinson stated that if the bushes are all going, that he could have 4' of right-of-way from the property pin to the sealcoat. The consensus of the Board was to have a 4' right-of-way from Wordekempers property pin, to the sealcoat. Snyder wanted to confirm that all of the nonconforming structures will be removed. The Board and Wilkinson stated that all nonconforming structures would be removed, everyone will have to comply.

Motion by Merten, second by Arends, to approve and authorize the Chair to sign the **utility permit** for Iowa Lakes Regional Water, Spencer, IA, to bore under N. River Road to service 953 N. River Road. Carried.

Engineer Wilkinson presented information on the **Utility Permit** for Qwest Communications DBA as Century Link to place a fiber optic from 1015 590th St. to the intersection of M36 and Hwy 7. The Board requested that Wilkinson get more information from Qwest, so no action was taken.

Motion by Arends, and second by Merten, to approve the **Utility Permit** for Qwest Communications DBA as Century Link QC, Storm Lake, IA, to place a fiber optic line along Birch Street, from 120th Ave. to Lakeshore Drive, boring under 120th Ave. Carried.

Engineer Bret Wilkinson reviewed the specs and quotes received for two **pickups** for Secondary Roads. Wilkinson is looking for a ½ ton crew cab and a ¾ ton double cab pickup. Edwards quoted \$38,082.00 for a 2018 ½ ton crew cab with running boards and tool box added, and \$36,585.00 for a 2018 double cab pickup. He looked at Dodge, but they lowered their government discount, and Chevrolet raised their discount. Motion by Arends, second by Altena, to purchase a 2018 Chevrolet ½ ton crew cab pickup with running boards and tool box added, at a price of \$38,082.00, and a 2018 Chevrolet ¾ ton double cab pickup, at a price of \$36,585.00. Carried.

Secondary Road Report: They are continuing to work on driveways; the pipeline is continuing to take out temporary entrances. Wilkinson has received a request from a landowner to leave a

temporary entrance in. The Board would like the landowner to sign off that they will maintain it; Blacktop Services will be starting to remove the sealcoat south and west of the lake; Nelson Rock is working on the precast bridge northwest of Rembrandt Enterprises; Wilkinson hasn't received word from Midwest, as to when they will start on the project by Walmart; they are still mowing.

Env Health/Zoning Director Kim Johnson reviewed information regarding a Minor S/D for Phillip Driver on behalf of Driver Farms LTD, in Section 24 of Brooke Township. Motion by Merten, second by Altana, to approve **Resolution #2017-08-01-A**, the Minor S/D for Phillip Driver on behalf of Driver Farms LTD, in Section 24 of Brooke Township. Carried.

RESOLUTION 2017-08-01-A

WHEREAS Phillip Driver on behalf of Driver Farms LTD has presented a preliminary and final plat (of survey) on the following described property:

DESCRIPTION: LOT C

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 24, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 24; Thence North 89° 35' 44" West, along the South line of said Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼), 1037.50 feet to the Southeast (SE) corner of Lot B in said Section 24; Thence North 00° 50' 47" East, along the East line of said Lot B and its northern extension, 559.51 feet; Thence North 88° 13' 27" East, 1030.16 feet to the East line of said Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼); Thence South 00° 02' 36" West, along said East line, 598.73 feet to the Point of Beginning.

Hereafter known as Lot C in Section 24, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 13.74 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 C

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 24, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 24; Thence North 89° 35' 44" West, along the South line of said Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼), 1037.50 feet to the Southeast (SE) corner of Lot B in said Section 24; Thence North 00° 50' 47" East, along the East line of said Lot B and its northern extension, 559.51 feet; Thence North 88° 13' 27" East, 1030.16 feet to the East line of said Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼); Thence South 00° 02' 36" West, along said East line, 598.73 feet to the Point of Beginning.

Hereafter known as Lot C in Section 24, Township 93 North, Range 38 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 C

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 24, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) corner of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) of said Section 24; Thence North 89° 35' 44" West, along the South line of said Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼), 1037.50 feet to the Southeast (SE) corner of Lot B in said Section 24; Thence North 00° 50' 47" East, along the East line of said Lot B and its northern extension, 559.51 feet; Thence North 88° 13' 27" East, 1030.16 feet to the East line of said Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼); Thence South 00° 02' 36" West, along said East line, 598.73 feet to the Point of Beginning.

Hereafter known as Lot C in Section 24, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa, and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 1st day of August, 2017.

/s/ Thomas M. Huseman, Chair Board of Supervisors...../s/ Susan K. Lloyd, County Auditor

Env Health/Zoning Director Kim Johnson informed the Board that all three nuisance houses in Sulphur Springs are down. The new owner has requested an extension for the time to clean up the property, as he is having surgery. The vehicles are in the process of being moved. The consensus of the Board was to agree to an extension to October 15. Motion by Merten, second by Arends, to grant the extension of time to October 15, to the landowner in Sulphur Springs, to give him time to clean up the area. Carried.

Env Health/Zoning Director Kim Johnson informed the Board that her copier needs to be replaced. The cost for a new copier is \$3,995. Johnson also informed the Board that the City of Storm Lake had a water main break over the weekend, so she notified several businesses of the possibility of a boil notice, and gave them some precautions to take.

Conservation Director/Weed Commissioner Greg Johnson met with the Board to request a budget amendment. Johnson asked to increase \$207,912.00 for park improvements at the Linn Grove Park, to be paid from Conservation Land Acquisition Trust Fund, \$30,000.00 to be paid from REAP for park improvements at the Linn Grove Park, \$900 for a bird watching blind at the BV Park from grant funds that were received, and \$50,000 for a dump truck purchase. Motion by Merten, second by Arends, to set a public hearing for the County's 1st budget amendment of FY'18, for August 29 at 9:00 a.m. Carried.

Motion by Merten, second by Altena, to approve the Law Enforcement Agreement for the City of Linn Grove, for FY'18 and FY'19. Carried.

No action was taken on the Iowa's 99 County Bible Reading Program application due to Pastor Loren Carlson not attending the meeting and no application had been received. It will be placed on the agenda for August 8.

Motion by Arends, second by Huseman, to approve the minutes of 7/25/17, as corrected, and the following reports: May NW IA YES Center minutes-FY'17 Profit & Loss-July financials, FY'17 CB Household Hazardous Waste Agency Financial Statement, July North Raccoon River Watershed Management Coalition Board minutes-Bylaws-Proxy forms-Hiring Committee minutes. Carried.

Supervisors Meeting Reports: Altena attended the Lake Improvement Commission meeting; Arends updated the Board on DD #101 project and the wetlands; Merten will attend the Rolling Hills Region meeting this week.

There being no further business, motion by Arends, second by Merten, to adjourn the meeting at 10:41 a.m. until Tuesday, August 8, at 8:30 a.m. for a regular session. Carried.