

PROCEEDINGS OF THE BOARD OF SUPERVISORS OF MITCHELL COUNTY, IOWA

Tuesday, October 25, 2011

The Board of Supervisors convened at 8:32 a.m. with all members present. Also present were Chuck Pajer, Jerry Dunlay, Dan Zimmerman, Eli Zimmerman, Sheriff Curt Younker, Kurt Meyer, Penney Morse and Jim Cross (Media). Motion by Marreel, second by Walk to approve the agenda. All voted aye.

Tom Madden of Yaggy Colby gave an update on the wastewater pre-treatment plant for the Valent BioSciences project. Tom reported that he is gathering information from Valent and that permitting information is in place for the plant.

County Attorney Mark Walk was contacted via a conference call. A report of road damage done to the new concrete surface on 320th Street was discussed. Photos have been taken of the damage and will be provided to the media. The hiring of a special investigator to watch for anyone operating a steel wheel tractor on the hard surface roads was discussed. Since the County Attorney was out of the county, it was decided to recess this portion of the meeting and reconvene at 5:00 pm. on Wednesday, October 26th in the BOS room.

County Engineer Rich Brumm gave an update on the paving project. Rich reported that since overnight temperatures are getting colder, the contractor may have to cover the freshly poured concrete with burlap. Farm-to-Market and STP funds were discussed.

Craig Skott and Gary Anderson of the Skott & Anderson Architect Firm reviewed a feasibility study and preliminary budget estimates for the courthouse. Bishop Consulting Engineers provided a structural review and Kapaun Consulting Engineers provided a mechanical/electrical review for the study. One part of the study identified the condition of the existing building components and gave a general assessment of their conditions. The study also established a budget estimate to remove the existing courthouse building and to construct a new courthouse in a similar location with similar design features. After further discussion and questions Skott & Anderson reported that the next step would be to complete an environmental study. The Firm will provide names of environmental company's for the BOS to contact.

Bids were opened for the sale of two County vehicles. Nine bids were received. Motion by Marreel, second by Walk to approve selling the 2005 Ford Crown Victoria to Terry Burkhardt for \$1,750.00 and the 2001 Ford Taurus to Chatfield Salvage & Towing for \$1,668.50. Roll call vote: all ayes.

Motion by Marreel, second by Walk to approve the minutes of the October 18th meeting. Roll call vote: all ayes.

After discussion, motion by Walk, second by Marreel to approve the claims. Roll call vote: all ayes.

Motion by Marreel, second by Walk to approve the Recorder's Quarterly Report of fees in the amount of \$19,803.45. Roll call vote: all ayes.

Supervisor Walk presented a proposal from the Mitchell County Economic Development Commission for installing a billboard in the right-of-way of State Highway 218 north of the Mona curve. Walk stated that this would need to be approved by the State of Iowa. Following discussion, motion by Marreel, second by Walk to pursue with the State of Iowa to obtain property to permit a sign. Roll call vote: all ayes.

Motion by Walk, second by Marreel to approve a Class "B" Beer Permit and Class "C" Liquor License for the VFW Post 7920. Roll call vote: all ayes.

Items of note: Marreel reported on the Riceville Community Club and NCERC meetings and Voaklander reported on the Heartland Insurance meeting.

Meeting recessed at 11:04 a.m. Reconvened at 11:33 a.m. at the County Care Facility. Present were Director Peggy Hanson, Pat Clark and Donna Anhorn. A rate increase for all residents was reviewed. The Iowa Department of Human Services has proposed the daily rate be increased from \$74.79 to \$79.41 effective November 1, 2011. After discussion, motion by Marreel, second by Walk to approve the change in the daily rates for all residents to \$79.41 effective November 1, 2011. Roll call vote: all ayes. Peggy gave an update for the facility.

Meeting recessed at 11:59 a.m.

Meeting reconvened at 5:00 p.m. on October 26th in the BOS Room. Public present were Judy Voaklander, Chuck Pajer, Sheriff Curt Younker, Deputy Jeff Huftalin, County Engineer Rich Brumm, County Attorney Mark Walk, Dan Zimmerman, Eli Zimmerman, Mark Zimmerman, Deb Nicklay (Media) and Jim Cross (Media). Discussion continued on road damage on 320th Street. County Attorney Walk proposed an option to have the authority to hire private investigators to do a random check of steel wheel tractors traveling on County hard surface roads especially on days when the produce auction is open. Impounding or a forfeiture of steel wheel tractors that are violating the steel wheel ordinance was discussed. County Attorney is checking on this. Mark Zimmerman came forward and stated that he was the person responsible for driving a steel wheeled tractor on 320th Street. The dollar amount of damage done was questioned. The County Engineer stated that there is joint damage for now, but it could turn into a structural issue over time. The aggregate gets crushed and could have a long term effect. The County Attorney explained the definition of forfeiture. Supervisor Marreel stated that the County ordinance mirror's the State Law which has been in effect since 1924 regarding any type of farm implements with steel wheels traveling on hard surface roads. Marreel made a motion to follow the County Attorney's recommendation. Marreel then retracted his motion when it was decided to have further discussion at the November 1st meeting.

Meeting adjourned at 5:45 p.m.

Lowell Tesch - Mitchell County Auditor

Joel Voaklander – Chair Board of Supervisors