

LYON COUNTY AUDITORS OFFICE
April 28, 2014

ROCK RAPIDS, IOWA

Chairman Randy Bosch convened the adjourned session with Peters, Bosch, Behrens, Koedam and Michael present. Motion carried assumes unanimous vote unless otherwise stated.

Ross Loomans and Leroy Wielenga with REC joined the meeting to discuss placement of utilities in right of way. Loomans stated that REC and the County have had a great working relationship in the past and is asking the Board to reconsider the denied applications from March 10, 2014. Loomans explained that the applications were in Liberal and Lyon townships and as the ditches are very minimal on the west end of the county that is why the applications placed the lines in the shoulder. Normally, on gravel roads the utility is laid in the shoulder and on blacktops the line is laid in the middle of the ditch. The application from Liberal township was denied unintentionally on a blanket denial on March 10th as the applications were presented as a whole. Wielenga mentioned that he would be willing to sit down with Gary Vogel, Lyon County Road Superintendent, and look at the applications one by one. The Board liked Wielenga's idea and will visit with the County Engineer, Laura Sievers, when she comes to the meeting today. The Board assured the REC members that the issue would be settled today. The Board thanked the REC members for coming.

The minutes of the April 21, 2014 meeting were reviewed. Motion made by Behrens to approve minutes with corrections to Supervisor Behrens meeting correspondence, seconded by Michael. Motion carried.

Sheriff's quarterly report was reviewed.

The work week recommendation received from HR consultant Paul Greufe was discussed. The recommendation is to keep the "regular workweek" at 37.5 to 40 hours per week. The Board is in consensus to approve the recommendation of Greufe.

Auditor Smit asked the Board to approve the Family Farm credit applications that are new for the 2014/2014 tax year. Motion by Koedam to approve applications, second by Behrens. Motion carried.

Chairman Bosch introduced Resolution 2014-10 for 100% Budget appropriations.

Resolution 2014 - 10
Increase Department Appropriations
FY 13/2014

Whereas, Iowa Code Section 331.434 provides for department appropriations.

With the end of the fiscal year coming to a close, some departments currently at a 90% appropriation, will need a 100% appropriation for fiscal year 13/2014.

THEREFORE BE IT RESOLVED by the Lyon County Board of Supervisors to approve a 100% appropriation for all departments in fiscal year 13/2014.

Passed and approved this 28th day of April, 2014.

/s/ Jen Smit
Lyon County Auditor

/s/ Randy Bosch
Chairman, Board of Supervisor

Motion by Peters to approve and have Chairman sign Resolution 2014-10, second by Behrens. Motion carried.

County Engineer, Laura Sievers, joined the meeting to update the Board on the Emery Creek project. Sievers plans to submit the plans again to the regulatory agencies. She is estimating the mitigation plan for the project will be around \$1.2 million. This cost would be above and beyond the actual project cost.

County Attorney, Shayne Mayer, is working on a purchase agreement on Parcel C in the NW1/4 of 35-100-43 (5.31 A) from Donald and Marie Dieken for the location for the new Little Rock shop. The agreement will be for \$15,000/acre for the 5.31 acres. Motion by Peters to purchase land from Donald and Marie Dieken for \$15,000 per acre plus additional costs, second by Behrens. Motion carried. Sievers will also start the process for selling the old/current shop.

Sievers started discussion with her uneasiness on the past history of using county equipment to prep/maintain the fairgrounds racetrack as there is nothing in writing regarding liability in the event something would happen. The Board, Sievers and Attorney Mayer all agree that it is not in the best interest of the County to allow county equipment to be used by non-county employees. To further the issue, Lyon County has not yet even been contacted by anyone from the racetrack regarding setting up contracts/agreements for the 2014 racing season. Attorney Mayer will try to make contact with the race promoters in an effort to make them aware of Lyon County's stance regarding the use of County property and the necessity of a contract with the Lyon County Ambulance if they are to be used for EMS services.

Sievers gave the Board information on bids for a new truck for FY 2015. Sievers recommends going with Freightliner as they are the lowest bid. It was also mentioned that going with the 304SS option upgrade on the box would save the County money (\$15,000-\$20,000 estimated) in the long run as the box would not have to be replaced due to rusting halfway through the life of the truck. Motion by Behrens, second by Peters to purchase the Freightliner 114SD Conventional Chassis 2015 Truck for \$109,743 and the Sanitation Products, Inc. Dump Box & Snow Equipment for \$69,744 for a total of \$179,487. Motion carried.

REC utility right of way applications from earlier were discussed with Sievers. It was decided that Sievers should look them over this morning and get back to the Board yet this morning.

Chairman Bosch opened the Public Hearing for Sudenga Rezone application at 11:02 a.m. In attendance were: Craig Van Otterloo, Scott Heibult, Ron Stewart representing Sudenga, Denny Winkowitsch, Pam Tille, Fred Christians, and Verdonna Kelly. Concerns were heard by Heibult regarding part of the land east of his as he would like to see that land stay zoned as A1. Auditor Smit asked Christians how it would be possible to only rezone part of a parcel as it is not possible to have two classifications on a parcel for taxing purposes. Stewart stated he has spoken with Heibult and believes that there is a solution. Sudenga would rezone the current Parcel E as the application was submitted. After this process is complete, Sudenga will have Parcel E surveyed to split off the land that is east of Heibult's and go through the rezoning application process again to have the new piece rezoned back to A1. Heibult commented that he has a signed agreement from Sudenga's and feels comfortable with that arrangement. Winkowitsch also commented that Sudenga's are a great asset to Lyon County and the George community and have always been great neighbors. Chairman Bosch asked for other comments or concerns, hearing none the Public Hearing was closed at 11:13 a.m. There was a motion by Behrens, second by Peters to accept and approve the rezoning application from Sudenga Industries for Parcel E in the fractional NW1/4 of 31-99-43. Motion carried.

Supervisor Behrens left the meeting at 11:35 a.m.

Craig Van Otterloo, Lyon County Conservation Director, presented the Board with bids/numbers for the new cabins at Lake Pahoja. The bids are for two 12 person cabins that would be able to be rented all year round. The cost to build 2 cabins would be \$225,754.66 not including any furnishing the cabins would need once finished. Van Otterloo also commented that this price did not include interior finishing or exterior staining as his employees would be doing that. After much discussion on the nightly rent price (\$150 to possibly more) and the fact that these cabins would be available all year round, a motion was made by Michael to approve the costs for the projects to be funded as listed: \$150,000 from Dept 55; \$80,000 from the 50% of hotel motel taxes anticipated of Dept 55, and the overrun costs to come from Fund 71000, second by Koedam. Motion carried.

County Engineer Sievers brought the applications back and stated they would be okay. Sievers reiterated that she would like to keep utilities out in the ROW line instead of in the shoulder as much as possible. Motion by Koedam, second by Peters to approve the utility right of way applications for: Liberal Township Section 14 on the south along 180th St in the north shoulder; Lyon Township Section 9 on south side along 230th St. in the north shoulder and center of Section 16 along Beech Ave in east shoulder; Lyon Township Section 10 on north side along 220th St. in the south shoulder and NW1/4 of Section 11 along 220th St in the south shoulder; and Lyon Township Section 4 south side along 220th St in the north shoulder and NW corner of Section 9 along Ashley Ave in the East shoulder. Motion carried. Supervisor Michael was out of the Board room at the time of voting.

Chairman Bosch opened the Public Hearing for Ordinance 2014-01 Amendment to Zoning Map at 12:05 p.m. Due to the events that took place at the public hearing earlier in the morning for the rezoning application for Sudenga, it was decided to table Ordinance 2014-01. As Sudenga is going to rezone the new parcel back to A1, the process will require another ordinance to amend the zoning map again. Auditor Smit requested that both amendments be done at the same time. Ordinance 2014-01 will be presented again once Sudenga has gone through the rezone process for the new parcel. As there were no other comments the public hearing was closed at 12:10 p.m.

The Cost Advisory Services report needs to be signed before the County can receive its dollars recovered by the service. Motion by Peters to approve and certify the Cost Advisory Services report, second by Michael. Motion carried.

The Shield contract was tabled due to items missing from the contract. Supervisor Peters will contact Mr. Michael Raner in regards to the amount of the contract for FY 2014/2015.

In regards to the County again being a fiscal agent for DHS training dollars, the Board would like to see the contract before CPC Lisa Rockhill signs it.

The Board discussed county owned parcels that are not being used by the county. Auditor Smit was asked to check into options the County would have if they wanted to dispose of the properties without having to sell them. DGR has given the BOS estimates on how much it would cost to survey each parcel. Smit will do some research and bring it to the Board.

Motion by Koedam, second by Michael to set the Public Hearing date for the budget amendment for FY 2013/2014 as May 12th at 11:00 a.m. Motion carried.

Supervisor Peters informed the Board that the YES Center is contemplating going to quarterly payments instead of a per diem payment system for FY14/15. Peters explained that the Center is struggling to meet the day to day expenses and is looking for more cash flow.

Auditor Smit informed the Board that a master matrix/construction permit for Bruce Bonander will be on the agenda for May 12th. Bonander's expansion will be in Section 17 of Sioux Township. Comments regarding the expansion will be brought to the Board on the 12th.

Supervisor Bosch attended a Board of Health and Seasons Center meeting.

Supervisor Michal attended a League of Cities meeting.

Supervisor Peters attended a YES Center and building and grounds meeting.

Supervisor Behrens attended League of Cities and Mental Health Governance Board meeting.

Claims dated 4-21-2014 in the amount of \$2,441.54 were reviewed and approved.
Check sequence #109126-109136.

Alliant Energy	Utility Assistance #0062	236.62
Jerry M. Baatz	Mileage (20) April Mtg	10.00
Enventis	Telephone - March	43.88
George Office Products	Supplies - toner new prin	443.96
Dennis Hansmann	Mileage (30) April Mtg	15.00
Corey Heimensen	Office Rent April/postage/faxes	161.51
MidAmerican Energy	Utility Assistance	235.00
Wilma Miller	Spring Sch reimb lodging, meals	
	Mileage, postage paid envelopes	929.32
Wanda Schlichter	Rent Assistance	325.00
WebClimber Services c/o Scott	HP Printer setup	41.25

General Basic Fund 2,441.54

Claims dated 4-28-2014 in the amount of \$84,757.66 were reviewed and approved. Check sequence #109138-109206.

Advanced Systems, Inc.	4/21-7/20/14 Copier Maint	311.19
Alliant Energy	LR/GE shop&shed utilites	874.18
Ban-Koe Systems, Inc.	Annual Fire Alarm Test FY	1153.00
Buena Vista Sheriff Dept. c/o	Sheriff Fees #41,178 Subp	22.28
Century Link	911 Recurring	408.64
City of George	utilities	40.75
City of Rock Rapids City Offic	4/15/14 LCED Mtg Rm Rent	40.00
Compass Pointe	4th Q FY2014 Prevention	2895.00
Kary Conaway	4/15/14 LCED Brd Mileage	15.00
Cost Advisory Services, Inc.	Fy2013 Plan/Fy2015 Recovery	3950.00
Creative Interiors	Repairs to N Entrance	1525.00
Tim Dammann	steel toe shoes	100.00
Deep Clean Inc. c/o Jerry Smit	April Jail Cleaning	1083.33
Foundation 2	March Juv Care (31)	1446.15
Frontier Bank	4/4/14 Snow Removal	40.00
George Office Products	Desk, office supplies	1158.21
Graham Tire S.F. North	4 Eagle Tire 6011	431.96
Health Service of Lyon Co	Hep Vaccine Deputy Moore	116.00
HTC Incorporated	mount shoulder machine#11	1000.00
I Wireless	4/16-5/15/14 Cell phone	733.68
IMAGETek, Inc.	Maint on Scanner	37.50
Institute of Iowa Certified As	ICA Registration 8/5-8/7	315.00
Inwood Body Shop	Repair Vehicle Mirror 601	219.33
Iowa Prison Industries	62 signs/barricade panels	3249.40
JCL Solutions-Janitors Closet	Cleaning Supplies	170.04
Jebro Inc.	237 gal CRS-2	829.50
Jim Hawk Tr Trailers Inc.	spin cartridge #9	19.95
Carrie Johnson	4/17/14 Election mtg(270 mi)	135.00
LexisNexis	March On-line services	106.00
Lyon County Sheriff Dept.	Sheriff Fees	711.36
Lyon Rural Electric Coop	utilities - Lester Shop	457.78
Marco	1/14/14-7/13/14 Copier Maint	224.49
Matheson Tri-Gas Inc	welding wire	66.00
Mid Country Machinery Inc.	front spring, pin #85	754.16
MidAmerican Energy	Doon Shopacct 11930-66002	144.45
Modern Gas Company	150 gal LP gas	243.00

NACCTFO Joe Grisolano	Registration 7/8/-7/10 Heidloff	150.00
New Century Press	Brd Minutes/public notice	97.59
North Central International	sensor #29	169.21
Northwest Iowa Comm. College N	3/17/14 Amb Mtg Cert (9)	45.00
Novartis Animal Health US, Inc	2nd 1/2 Tif Sx & Cn Twp	27528.45
Premier Network Solutions d/b/ Sam's Club	May IT Supplies	1665.00 12.98
Sanford USD Medical Center	New Deputy Exam	39.00
Sanitation Products, Inc.	cap for sander #15	30.42
Stephanie Schreurs	HP Printer Cartridges	156.96
Siebring Electric & Lock	Wire/Connectors PanelGene	1366.80
Laura Sievers	Expenses NACE-parking,meal,hotel	664.91
Sioux County Sheriff	Sheriff Fees #14-000343	40.16
Sioux Falls Two Way Radio	radio mic - #10	59.95
Vicki Slack	April Amb Laundry	100.00
Smart Solutions Group	Travel Exp-LCED Strategic	1231.27
Barbara Sprock	4/9/14 Registration APCO	85.00
Heather Stubbe	Mileage Vital Training 157 mi	78.50
Sudenga Industries	2nd Half Tif FY 13/2014	6570.01
The Shop	Oil Chg/Srv,balance&rotate	151.56
Lorna Van Maanen	mileage 156 mi,regis,parking	86.00
VanderLee Motors Inc.	2014 Chevy Impala w/2010 trade	17870.00
Verizon Wireless	Cell Phone	399.65
Wall Street Printers	Envelp/Printing,requisition bks	522.29
Ziegler Inc.	lamp, serv supplies #60, labor	609.62

General Basic Fund	18,400.02
Rural Services Basic Fund	17,870.00
Economic Development Fund	1,379.66
Secondary Road Fund	10,672.22
Surcharge on E911	408.64
County TIFs Sudenga/Novartis	34,098.46
Emergency Management Services	1,401.80
Co. Assessor Agency Fund	526.86

There being no further business there was a motion by Peters, seconded by Michael to adjourn. Motion carried.

ATTEST

County Auditor

APPROVED

Chairman