

LYON COUNTY AUDITORS OFFICE
August 6, 2018

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.

Chairman Bosch opened the public hearing at 9:00 a.m. to receive public comment on the proposed easement to the City of Lester on the county shop property West of Lester to place a Village of Lester sign upon. County Attorney Shayne Mayer and County Engineer Laura Sievers were in attendance. Supervisor Bosch closed the public hearing at 9:15 a.m. as there were no public present.

Chairman Bosch introduced Resolution 2018-25 approving the easement and authorizing the signing of the easement.

RESOLUTION 2018-25

RESOLUTION TO GRANT AN EASEMENT TO THE CITY OF LESTER

WHEREAS, the City of Lester has requested to place Village of Lester signs, hereafter referred to as "The Project", on real estate property that Lyon County owns and is described as follows:

A tract of land in Parcel D of Lot IX in Thomas Subdivision of Section 36, Township 100 North, Range 47, West of the 5th P.M. Lyon County, Iowa, as shown by Plat of Survey recorded in Plat Book "12" at Page 66 in the Office of the Recorder of Lyon County, Iowa, described as:

Beginning at a point of beginning on the East line of Parcel D intersecting with the North line of highway right-of-way line; thence West 20 feet along the highway right-of-way line; thence North 20 feet; thence East to the East line of Parcel D; thence South along the East line of Parcel D to the point of the beginning.

WHEREAS, Lyon County has been contacted by the City of Lester about granting an easement to the City of Lester for the purpose of constructing, operating, repairing, and maintaining the Village of Lester sign.

WHEREAS, Lyon County, Iowa, in accordance with the requirements of Sections 331.361 and 331.305 of the Code of Iowa, by Resolution 2018-24 amended and set for this proposal and scheduled a public hearing by resolution dated August 6th, 2018.

WHEREAS, the Board held a properly noticed public hearing on this proposed easement on August 6, 2018, and

WHEREAS, Lyon County may only dispose of an interest in real property by gift when given for a public purpose, as determined by the Board and

WHEREAS, this Resolution was introduced and Koedam moved that said Resolution be adopted. The motion was seconded by Michael. The roll was called and the vote was

AYES: District 1 Michael, District 2 Koedam, District 3 Behrens, District 4 Bosch, and District 5 Peters. NAYS: None.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Lyon County, Iowa, that the attached easement is hereby granted and that Randy Bosch, Chairman of the Lyon County Board of Supervisors, is hereby authorized to sign and execute all documents necessary to finalize this easement agreement, and

BE IT ALSO RESOLVED by the Board of Supervisors of Lyon County, Iowa, that it believes construction of a sign for the City of Lester is a legitimate public purpose and believes it is in the public interest to add signs that will welcome people into the City. The Board finds that the gift of this easement is lawfully given for a legitimate public purpose.

Passed and approved this 6th day of August, 2018

ATTEST: /s/Jennifer Smit
Lyon County Auditor

/s/Randy Bosch, Chairman
Lyon County Board of Supervisors

Moved by Koedam, second by Michael to approve and sign Resolution 2018-25 and the easement to City of Lester. District 1 Support, District 2 Support, District 3 Support, District 4 Support, and District 5 Support. Motion carried.

Supervisor Michael will let the City of Lester know that the Board approved the easement.

Engineer Sievers let the Board know that Sanford Rock Rapids will no longer be doing random drug/alcohol tests as of last week. Sievers wanted to know if the Board would like the engineer's office to purchase a machine to do the tests or use the sheriff office's equipment if they have testing equipment available. Sievers was told to contact Sheriff Vander Stoep regarding this and the availability of equipment.

The minutes of the July 30, 2018 meeting were reviewed. Motion made by Koedam to approve minutes, seconded by Peters. Motion carried.

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

ATTEST _____ APPROVED _____
County Auditor Chairman