

LYON COUNTY AUDITORS OFFICE
November 26, 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. Also present were: Kalani Steinmetz, Josh Feucht, Jerry Birkey, and Steve Herman.

County Attorney Mayer recommends that the Board go into closed session pursuant to IA Code Section 21.5(1)(c) to discuss strategy with counsel from Hopkins and Huebner a matter where litigation is imminent and where disclosure would likely prejudice or disadvantage the County. Motion by Michael, second by Peters to enter closed session. Rollcall vote: District 1 support, District 2 support, District 3 support, District 4 support, and District 5 support. Motion carried. Board entered closed session at 9:01 a.m. with Hopkins and Huebner via phone, Attorney Shayne Mayer, County Engineer Laura Sievers, and County Auditor Jen Smit present. Others were asked to leave the room.

The Board came out of closed session at 9:58 a.m. per motion by Peters, second by Behrens. Rollcall vote: District 1 support, District 2 support, District 3 support, District 4 support, and District 5 support. Motion carried. Stienmetz, Feucht, Birkey, and Herman came back into boardroom.

Lyon County Ambulance Director Amy Borman joined the meeting to inform the Board that the ambulance squad was not a recipient of a Lyon County Riverboat Foundation Grant awarded earlier in the month. The ambulance budget will need a budget amendment in order to spend the total amount to pay for the new ambulance. Borman originally applied for \$32,600 in grant money. The total cost of the rig is \$182,600. Borman had requested when applying to use some of the money (\$150,000) that has been set aside/designated by the Board in the general sub-fund. The vehicle being traded is A3, a 2001 Ford with around 115,000 miles, for \$4,000. The new rig is a Dodge and a diesel. Motion by Koedam, second by Behrens to move ahead with a budget amendment of \$186,600 for 18/19. Discussion on if the rig could be sold outright for more than the trade-in amount of \$4,000. Peters would like to see if it can be sold on an online auction before just accepting the trade-in amount. Borman will contact Van Engen at secondary roads to learn more about listing equipment on the online auctions secondary roads use. Motion carried.

Engineer Laura Sievers discussed the electric bill through the 28E agreement with the Fair Board. Secondary Roads uses the building mainly for storage of equipment and the bentonite for well closings. The 28E agreement states that secondary roads will pay for the electric they use. Sievers explained that that the department has 3 pieces of equipment plugged in during the really cold months, and open and close the door once a day to remove/return equipment. It was asked if there be equipment in there once the new building is completed. Sievers stated that yes, the department plans to keep using the building through the remainder of the 28E. The County has never paid part of the bill nor been asked too. The Fair Board is asking for the County to pay \$4,000 (half of the bill), and to have a plan for paying moving

forward. Behrens will talk with Wes Koedam, Fair Board President, to find out what the Fair Board is actually looking for regarding moving forward.

Sievers brought up the bid letting for L(17R,18R,19R)-73-60 from last meeting. Sievers states the steel prices are affecting those bids(7%)and the fact that Graves is normally higher than our usual bidder Prahm, who didn't bid. Bids were: Graves Construction Co., Inc. \$1,214,903.83; Dixon Construction Co. \$1,244,959.99. These projects will use up the rest of the bond money. It was required to use 75% of the bond funds in the first 18 months and the rest within 3 years. There is about \$1.1 million left of bond money (92Y will need to pay around 90,000 to 100,000 yet). Secondary roads will need to pay \$200,000 to \$300,000 of the total of these(17R, 18R, 19R) after the bond money is spent. Start date cannot be set as contract has not been awarded yet. Sievers is assuming that Graves would start this winter yet if awarded bid. Motion by Koedam, to approve low bidder Graves Construction Co., Inc. of \$1,214,903.83 (total for all 3 projects), second by Michael. Motion carried.

Plan approval for BRS-SWAP-CO60(95)-FF-60 bridge replacement was brought to the Board. Sievers informed the Board that landowners did sign off on foregoing the extra land area DNR requested. This is on A52 between Jay and Jefferson Avenues over Otter Creek. The current structure is 111x30, the new structure will be 254x30. This project is scheduled to be let on February 19, 2019. Motion by Behrens and second by Peters to approve plan and Board sign. Motion carried. Motion by Behrens, second by Peters to approve and sign the federal money SWAP documents for the project. These documents states that the county would like the federal dollars removed from the project and will use state dollars instead. Motion carried.

Lyon Rural Electric Cooperative submitted a utility accommodation application for work to be done on Cleveland Avenue in Logan Township between Sections 8/9. Motion by Koedam, second by Michael to approve and Chairman sign application. Motion carried.

Sievers asked for an addition to the agenda for the Board to review and approve quotes for a mini-excavator. The Board agreed to allow the quotes as they are time sensitive. Road Superintendent Dave Jackson joined the meeting to inform the Board as to what they use the mini-excavator for. Bids were: RDO is a Hitachi 50G for \$69,750 and CAT is a 305E2 for \$71,770. Currently the County has been renting the Hitachi from RDO at \$3,800/mth. RDO will allow 3 months of rent to own. RDO final is 58,050 (\$69,750 minus \$11,700 rent already paid). Motion by Michael, second by Peters to purchase the RDO Mini Excavator for \$58,050. Motion carried.

In regards to the retirement of Lyle Ver Hoeven, Sievers is reviewing the personnel locations and may be revising work locations before noticing the position.

The Conservation Annual Report has been moved to another meeting by Conservation Director Van Otterloo.

The minutes of the November 14, 2018 meeting were reviewed. Motion made by Behrens to approve minutes, seconded by Peters. Motion carried.

The Board had a first reading of Ordinance 2018-03.

ORDINANCE NO. 2018-03
(ZONING MAP AMENDMENT)

AN ORDINANCE AMENDING THE LYON COUNTY ZONING MAP BY CHANGING THE ZONING DISTRICT BOUNDARIES AS FOLLOWS:

BOUNDARY 1: FROM A2 TO C1 ON: Parcel D in the NW1/4 of Section 32-100-47, LYON COUNTY, IOWA.

WHEREAS, the Lyon County Zoning Ordinance on file in the office of the County Auditor designating certain standards as provided by Chapter 335, Code of Iowa, and

WHEREAS, DGOGLarchwoodia3232018 LLC, are petitioning Lyon County for a change in the zoning district to accommodate a Dollar General Store.

WHEREAS, the Lyon County Planning and Zoning Commission has previously considered the zoning change and has recommended the proposed zoning amendment to the Lyon County Zoning Ordinance, Iowa;

NOW THEREFORE IT BE ORDAINED, by the Lyon County Board of Supervisors:

Section 1. AMEND ZONING MAP TO REFLECT CHANGE OF ZONING DISTRICT. The Zoning Ordinance and Official Zoning Map of Lyon County, Iowa is hereby amended by changing the zoning classification and zoning district on the county's Official Zoning Map for property legally described as:

Parcel D in NW1/4 of Section 32-100-47, Lyon County, Iowa from A2 to C1.

Section 2: REPEALER. All ordinances or parts of the previously adopted Lyon County Zoning Ordinance or Official Zoning Map in conflict with the provisions of this zoning amendment are hereby repealed.

Section 3: SEVERABILITY CLAUSE. If any section, provision or any part of this zoning amendment is determined to be invalid or unconstitutional, such adjudication shall not affect the validity of the previously adopted Lyon County Zoning Ordinance or Official Zoning Map as a whole, or any part or provision of the zoning amendment not determined to be invalid or unconstitutional.

Section 4: EFFECTIVE DATE. This zoning amendment shall be in full force and effect from after passage and publication in a newspaper of general circulation within Lyon County, Iowa.

Passed and approved this _____ day of _____, 2018.

1st Reading: November 26, 2018

2nd & 3rd Reading: December 10, 2018 and 3rd Reading waived.

Campbell Supply	Antifreeze Triple Adapto	52.47
Kyle Ciesielski	District III Mtg Reimb.	20.00
Cooperative Energy Company	31.99 G Gasahol	86.01
Dave's Bulk Service	519G Gasahol,217G offrd diesel	1958.14
Denny's Sanitation Inc.	Garbage Service - Sept/Oc	750.00
Iowa Outdoors	Magazine Subscription/21	21.00
Lyon & Sioux Rural Water	61,000 G Water	252.65
Lyon Rural Electric Coop	LPRA Elect,set pole/install LED	3051.92
Menards - Sioux Falls East	1x3x8 Oak Board,bulbs,light fixt	116.64
Oak Street Station	Tube Install/Tire Repair	74.00
Premier Communications	Office Phone,internet,long dist.	92.47
RB Electric Inc.	Install P. Lot Light&Tren	449.84
Rent-All Inc	Stump Grinder/Skidloader	400.00
Rock Rapids Ace Hardware	12 Chain	38.87
Rock Rapids Machine & Welding	Fix Gate Hinges	80.20
Shari's Kitchen	5th Gr. Field Day/Meals/c	210.00
Justin Smith	District III Mtg Reimb	20.00
Stensland Gravel Co.	15.65 T Screened Gravel	130.43
US Bank - Purchase Card Purcha	Postage,Lodging,meals,EEsupplies	775.07
Craig A. VanOtterloo	District III Mtg Reimb	20.00
VanTilburg AG	Rebar & Chairs	952.00
Verizon Wireless	Cell Phone Bill	14.70
Grand Total		9819.86

General Basic Fund 9,819.86

Handwritten claims dated 11-21-2018 in the amount of \$57,107.56 were reviewed and approved. Check sequence #137144-137146.

IBC Innovative Business Consul	11/14-11/18/18 Flex Claim	2896.50
Wellmark BlueCross BlueShield	11/10-11/16/18 Medical Cl	54211.06
Grand Total		57107.56

Health Insurance Fund 54,211.06
Flex Benefits Account 2,896.50

Claims dated 11-26-2018 in the amount of \$105,503.32 were reviewed and approved. Check sequence #137146-137208.

A & B Business Solutions	Samsung Contract - Octobe	148.53
Access Systems Leasing	Copier Contract	138.04
Henry M. Adkins & Son Inc. Ele	11/6/18 Election Ballots/	6349.87
Alliant Energy	acct 3128711000	437.23
Arrow Manufacturing, Inc.	3 amber beacons 2-#7, 1-#	2235.60
AT & T	911 Recurring 712-233-001	43.69
Bierschbach Equipment & Supply	concrete blankets	1533.19
Bound Tree Medical, LLC	Flashlight A2	12.99
Butler Machinery Company	tip	110.73
Charm-Tex, Inc.	Deodorant for Inmates	47.90
Glenda DeBoer	11/15/18 Post Election Au	13.00
DGR Engineering	K-30 PCC Overlay	655.00
Doon Press	Brd Min, 11-6-18Elect Notice	763.92
DRG PLBG HVAC	Sheriff SewerSmell Serv call	114.17
Dusty's Auto Body David Dreesm	Chip Repair A3	35.00
Electronic Engineering	Dec Radio Maint	735.00
Austin Fluit	safety gloves	24.40
George Office Products	paper,cartridges,chair,labels	340.85

GlaxoSmithKline	10 doses of adult havrix	598.44
GlaxoSmithKline	930 doses Fluarix	15053.53
Health Service of Lyon Co	2018 Flu Shots 60@\$27	1620.00
Heather Heimensen	11/15/18 Post Election Au	12.00
Hydraulic Solutions	seal kits #78	1987.50
Iowa Emergency Management Assn	2019 Annual Membership	150.00
Iowa State Sheriffs & Deputies	12/2-12/5 Mtg - 601	150.00
Jack's Uniforms & Equipment	New Boots 607	295.94
Jebro Inc.	226 gal CRS-2	791.00
Little Rock Free Lance	Ad WellGrant funds,GenElect Not	202.00
Lyon County Engineer	DOT #7 Project 112 Final	30000.00
Lyon Rural Electric Coop	utilities Lester/LR shop	258.60
MidAmerican Energy	acct 11930-66002	211.20
Myrl & Roy's Paving Inc.	47.56T 3/4" Backfl,44.39T rock	760.18
New Century Press	Juv Legal Notices	52.25
Northwest Iowa Comm. College N	CEU Certificates Monthly	40.00
P & K Pest Control Inc	11/14/18 Annex-bimonthly	40.00
Pitney Bowes Global Financial	9/13-12/12/18 P.Meter Lea	387.42
Prahm Construction Inc.	Bridge 92Y voucher #8	26506.66
Premier Communications	Nov Telephone 472-3145	34.45
Professional Developers of Iow	2019 Annual Dues	355.00
Rapid Auto Repair Michael D. K	Oil Change/Service A3	69.95
RB Electric Inc.	Fix exterior light S Side	232.04
RDO Equipment Company	Compact Excavator Rental	3977.99
Rock Rapids Municipal Housing	Rental Assistance	75.00
Kenneth D. Roemen	steel toe shoes	149.99
Sanford Health	10/9/18 Autopsy,Investigation	2390.00
Sanford USD Medical Center	Dr.Inmate Visits, supplies	411.70
Marilee Schleusner	11/16/18 DistMtg Mileage(70.00
Stensland Gravel Co.	1.5" Rock@ambgarage	290.86
Terry Tausz	11/15/18 Post Election Au	11.50
Two Way Solutions, Inc.	2 Radios/replaced in EMA	1376.66
US Bank Equipment Finance	Monthly Ricoh Copier Cont	168.35
Karen VanBriesen	Rental Assistance	200.00
Bonnie VandenBosch	11/15/18 Post Election Au	27.00
Verizon Wireless	11/10-12/9/18 Cell Phone-	650.58
Ziegler Inc.	latch, filters, labor, supplies	2156.42
Grand Total		105503.32

General Basic Fund	28,652.85
Rural Services Basic Fund	67.50
Economic Development Fund	407.29
Capital Project-Roadway Fund	56,506.66
Secondary Road Fund	15,735.63
Surcharge on E911	2,155.35
Emergency Management Services	150.00
Co. Assessor Agency Fund	1,620.00
Health Insurance Fund	

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

ATTEST

APPROVED

County Auditor

Chairman

NOTE: These minutes are as recorded by the Clerk to the Board of Supervisors and are subject to Board approval at the next regular meeting.