

August 2, 2010

The Buchanan County Board of Supervisors met in regular session at 9:00 a.m. on Monday, August 2, 2010 with Ralph Kremer, Chairperson in the Chair, Ellen Gaffney and Mike Ferreter present. Absent, none.

The Pledge of Allegiance was recited.

The Board met with County Engineer Brian Keierleber to discuss a drainage issue on North St. in Jesup with Warren Collins and Tari Robertson present. It was agreed that the Engineer will issue a permit for Mr. Collins to place fill in the north ditch west of the tile line keeping it lower than the flow line of the crossroad culvert at Mr. Collins expense.

Engineer Keierleber presented information on bridge replacement contracts. After discussion, motion by Ferreter second by Gaffney to approve the contracts and bonds with K-Construction, Inc., Elkader for the replacement of bridge on 275th St., Westburg Twp. Sec. 31 over Spring Creek in the amount of \$243,605.38 project #BROS-C010(65)--8J-10 and authorize the Chairman to sign. All in favor, motion carried.

Engineer Keierleber presented information regarding the shoulder paving project on county road W-13. After discussion, motion by Ferreter second by Gaffney to approve the contracts with Heartland Asphalt, Inc., Mason City for paving the shoulders on county road W-13 from IA Hwy. 281 south to south of 170th St., in the amount of \$955,682.51 (Federal, State and Farm-to-Market funding) projects #HRR-C010(61)--5R-10/FM-TSF-C010(60)--5B-10 and authorize the Chairman to sign. All in favor, motion carried.

Motion by Gaffney second by Ferreter to approve the minutes of the July 26th meeting. All in favor, motion carried.

Motion by Gaffney second by Ferreter to approve the claims filed with the County Auditor for payment in the amount of \$145,681.39. All in favor, motion carried.

Motion by Ferreter second by Gaffney to approve the following resolution. On roll call all voted aye thereon. Motion carried.

RESOLUTION 10-64

BE IT RESOLVED that the Buchanan County Board of Supervisors approves the hiring of Angela Auel, Interpretive Naturalist for the Conservation Department effective August 9, 2010 at an annual salary of \$28,000.

Passed this 2nd day of August 2010.

The Board received a request from the Lamont American Legion Post 346 for abatement of taxes the 2010 assessment. After discussion, motion by Gaffney second by Ferreter to approve the following resolution. On roll call all voted aye thereon. Motion carried.

RESOLUTION 10-65

WHEREAS, the Lamont American Legion Post 346 obtained title to the following described property on May 11, 2010: All that part of Lots 16 and 17 lying W of the alley; and Lots 18, 19 and 20, except commencing at the NW corner of said Lot 20, running th S29 ft, th E to the alley, th N to the alley, th W to the point of beginning, all in Block 8, Lamont, Buchanan County, Iowa, parcel 04.23.129.025.

WHEREAS, the property was not placed in tax exempt status for 2011.

NOW THEREFORE BE IT RESOLVED that the Buchanan county Board of Supervisors under the authority given to them by Iowa Code Sec. 427.3 approves the tax abatement on the above described property effective for the 2011 assessment.

Passed this 2nd day of August 2010.

Motion by Ferreter second by Gaffney to approve the following resolution. On roll call all voted aye thereon. Motion carried.

RESOLUTION 10-66

BE IT RESOLVED BY THE BUCHANAN COUNTY BOARD OF SUPERVISORS:

WHEREAS, this Board executed an agreement dated February 15, 2008 with the Automated Statewide Portal for Integrated Real Estate & Election data (ASPIRE) entity;

WHEREAS, the purpose for said agreement was to enable Buchanan County to receive revenues due to the County by means of electronic transmission; and

WHEREAS, the ASPIRE Board of Directors on June 29, 2010 voted to dissolve the ASPIRE entity;

THEREFORE, BE IT RESOLVED:

The agreement dated February 15, 2008 between this Board and ASPIRE be and is hereby declared to be null and void.

Passed this 2nd day of August 2010.

Motion by Gaffney second by Ferreter to approve Amendment #2 to the SSBG County Contract between Buchanan County and the Iowa Department of Human Services and authorize the Chairman to sign. All in favor, motion carried.

Motion by Gaffney second by Ferreter to adjourn at 10:25 a.m. All in favor, motion carried.

Ralph J. Kremer, Chairman

ATTEST: Cindy Gosse, Auditor

August 9, 2010

The Buchanan County Board of Supervisors met in regular session at 9:00 a.m. on Monday, August 9, 2010 with Ralph Kremer, Chairperson in the Chair and Mike Ferreter present. Ellen Gaffney, absent.

The Pledge of Allegiance was recited.

Motion by Ferreter second by Kremer to approve the minutes of the August 2nd meeting. All in favor, motion carried.

Motion by Ferreter second by Kremer to approve the fireworks permit for Amee & Jr. Freidhof, Jefferson Twp. Sec. 28, 8/21/10. All in favor, motion carried.

Motion by Ferreter second by Kremer to approve the military leave of absence for Benjamin Ward, Deputy Sheriff to allow the continuation of IPERS credit. All in favor, motion carried.

Motion by Ferreter second by Kremer to approve the following resolutions. On roll call all voted aye thereon. Motion carried.

**RESOLUTION 10-67
AND NOTICE OF PUBLIC HEARING
ZONING ORDINANCE AMENDMENT NO. 10-A-09
BUCHANAN CO, IOWA**

The rezoning of property located in Westburg Township, Section 7, two acres from "A-1" agricultural to "R-3" residential.

BE IT ORDAINED:

That Section IV of the Buchanan County, Iowa, Zoning Ordinance be amended to reflect the zoning change on the official zoning maps as follows:

Beg at the NE cor of the NW qtr NE qtr, Sec. 7, T88N, R10W of the 5th p.m., Buchanan County, Iowa, th W400 ft, starting at this point, th W316 ft, S275 ft, E316 ft, N275 ft to pob. To allow construction of a single-family dwelling.

The Buchanan County Board of Supervisors will hold a public hearing on the aforementioned amendment at 9:30 a.m. August 23, 2010 in the Supervisors' Chambers of the Buchanan County Courthouse, Independence, Iowa.

Passed this 9th day of August 2010.

**RESOLUTION 10-68
AND NOTICE OF PUBLIC HEARING
ZONING ORDINANCE AMENDMENT NO. 10-A-10
BUCHANAN CO, IOWA**

The rezoning of property located in Westburg Township, Section 7, two acres from "A-1" agricultural to "R-3" residential.

BE IT ORDAINED:

That Section IV of the Buchanan County, Iowa, Zoning Ordinance be amended to reflect the zoning change on the official zoning maps as follows:

Beg at the NE corn NW qtr NE qtr, Sec. 7, T88N, R10W of the 5th P.M., Buchanan County, Iowa, th W716 ft, starting at this point, th W316 ft, S275 ft, E316 ft, N275 ft to the pob. To allow construction of a single-family dwelling

The Buchanan County Board of Supervisors will hold a public hearing on the aforementioned amendment at 9:35 a.m. August 23, 2010 in the Supervisors' Chambers of the Buchanan County Courthouse, Independence, Iowa.

Passed this 9th day of August 2010.

**RESOLUTION 10-69
AND NOTICE OF PUBLIC HEARING
ZONING ORDINANCE AMENDMENT NO. 10-A-11
BUCHANAN CO, IOWA**

The rezoning of property located in Jefferson Township, Section 6, 9 acres from "A-1" agricultural to "R-3" residential.

BE IT ORDAINED:

That Section IV of the Buchanan County, Iowa, Zoning Ordinance be amended to reflect the zoning change on the official zoning maps as follows:

That part of the NW qtr of Sec. 6, T87N, R10W of the 5th P.M., Buchanan County, Iowa, described as follows: Beg at the NW cor of NW qtr, th alg the W ln of NW qtr S00°28'10"W 1,934.2 ft to SW cor of Parcel "H" per Plat of Survey dated 3/5/2005 recorded in File #2005R00694 in the Office of the Buchanan County Recorder, being the pob; th alg S ln of said parcel "H" S89°37'20" E156.7 ft to SE cor of said Parcel "H"; th alg E ln of said Parcel "H" N00°28'10" E557.1 ft to the SW cor of "The Timbers at Shady Grove"; th alg S ln of said "The Timbers at Shady Grove" N89°12'20" E647.5 ft; th S00°05'20" E601.9 ft to N ln of S23.6 acres of the SW qtr NW qtr; th alg N ln N89°37'20" W809.95 ft to W ln of said NW qtr; th alg W ln N00°28'10" E 31.55 ft to the pob. To construct a single-family dwelling.

The Buchanan County Board of Supervisors will hold a public hearing on the aforementioned amendment at 9:40 a.m. August 23, 2010 in the Supervisors' Chambers of the Buchanan County Courthouse, Independence, Iowa.

Passed this 9th day of August 2010.

**RESOLUTION 10-70
AND NOTICE OF PUBLIC HEARING
ZONING ORDINANCE AMENDMENT NO. 10-A-12
BUCHANAN CO, IOWA**

The rezoning of property located in Jefferson Township, Section 6, 30 acres from "A-1" agricultural to "R-3" residential.

BE IT ORDAINED:

That Section IV of the Buchanan County, Iowa, Zoning Ordinance be amended to reflect the zoning change on the official zoning maps as follows:

That part of NE qtr NW qtr of Sec. 6, T87N, R10W of the 5th P.M., Buchanan County, Iowa, described as follows: Beg at the NE cor of NE qtr NW qtr; th alg the E ln of NE qtr of NW qtr S00°13'05" E716.75 ft; th S89°12'20" W337.0 ft; th S00°13'05" E286.65 ft; th N89°12'20" E337.0 ft E ln NE qtr NW qtr; th alg E ln S00°13'05" E 267.85 ft to pt being 209.1 ft N of SE cor NE qtr NW qtr; th S89°48'05" W 209.1 ft; th S00°13'05" E 209.1 ft to S ln of NE qtr NW qtr; th S89°48'05" W627.75 ft to SE cor Lot 8 in "Sunset Acres at Shady Grove"; th alg E ln of said "Sunset Acres at Shady Grove"; th alg N ln Lot 5 due W 288 ft to Srly extension of E lns of Lots 1, 2, 3 and 4 in said "Sunset Acres as Shady Grove"; th alg extension and alg E ln N00°05'20" W737.4 ft to NE cor of Lot 1; th alg N ln NE qtr NW qtr N89°12'20" E1,121.6 ft to pob. To establish a 14-lot rural residential subdivision

The Buchanan County Board of Supervisors will hold a public hearing on the aforementioned amendment at 9:45 a.m. August 23, 2010 in the Supervisors' Chambers of the Buchanan County Courthouse, Independence, Iowa.

Passed this 9th day of August 2010.

Supervisor Ferreter updated the Board on discussions with Chief of Police Randy Miller regarding additional space in the old law center for rent. No action was taken by the Board.

Auditor Cindy Gosse presented information on the annual REAP report for the Conservation Department and Local Effort Provision Report for the Engineer's office. No action was taken by the Board.

Auditor Gosse presented the July monthly report. After discussion, motion by Ferreter second by Kremer to approve the monthly report. All in favor, motion carried.

County Engineer Brian Keierleber met with the Board to discuss a drainage issue at the county shop. After discussion, it was agreed to authorize the Engineer to shape the ground to divert the water to the street sooner on the county property.

Motion by Ferreter second by Kremer to adjourn at 10:05 a.m. All in favor, motion carried.

Ralph J. Kremer, Chairman

ATTEST: Cindy Gosse, Auditor

August 16, 2010

The Buchanan County Board of Supervisors met in regular session at 9:00 a.m. on Monday, August 16, 2010 with Ralph Kremer, Chairperson in the Chair, Ellen Gaffney and Mike Ferreter present. Absent, none.

The Pledge of Allegiance was recited.

Motion by Ferreter second by Gaffney to approve the minutes of the August 9th meeting. All in favor, motion carried.

Motion by Gaffney second by Ferreter to approve the claims filed with the County Auditor for payment in the amount of \$812,836.67. All in favor, motion carried.

Motion by Gaffney second by Ferreter to approve the following county officers reports: Clerk of Court \$1,499.13; Recorder \$9,188.90 and Jail \$3,200.26. All in favor, motion carried.

Motion by Ferreter second by Gaffney to approve the liquor license renewal for River Ridge Investments d/b/a River Ridge Golf Club. All in favor, motion carried.

Motion by Gaffney second by Ferreter to accept the resignations of the following seasonal staff: Alex Davis, Secondary Road Dept. 8/9/10; Ross Bartachek, Roadside Management Dept. 8/6/10; and Matt Risler, Conservation Dept. 8/11/10. All in favor, motion carried.

Motion by Ferreter second by Gaffney to approve the following correction warrant applications submitted by the County Treasurer: Buchanan County PEJE 05.12.100, \$6; Buchanan County PEJE 05.12.100.902, \$4; Buchanan County PEJE 05.01.300.903, \$4; Buchanan County PEJE 05.02.400.904, \$6; Buchanan County WAINC 06.30.200.913, \$56; Buchanan County FAWV 01.03.100.005, \$146. All in favor, motion carried.

The Board met with Nyle McMartin, Robert Shields and Darlene Esmoil to discuss the St. Michaels a/k/a the Forks cemetery in Perry Township. Mr. McMartin on behalf of the Perry Township Trustees proposed the transfer of ownership of the cemetery to Perry Township. After conferring with the County Attorney it was agreed that Perry Township Trustees should request transfer of property from the American Lutheran Church in Jesup. No action was taken by the Board.

The Board discussed the process in the sale of the county home property with County Attorney Allan VanderHart. After discussion, motion by Gaffney second by Ferreter to approve the following resolution. On roll call all voted aye thereon. Motion carried.

**RESOLUTION 10-71 and
NOTICE OF PUBLIC HEARING**

WHEREAS, Buchanan County owns real property at 2059 Lee Avenue, Independence, Iowa, commonly referred to as "the old County Home";

WHEREAS, the County no longer has any need for this property and wishes to sell it;

WHEREAS, the Abbazia Sanctissimi Rosarii, an Illinois non-profit religious corporation, has offered to purchase said property; and

WHEREAS, Iowa Code section 331.361(2) requires that this proposal be considered at a public hearing;

THEREFORE, BE IT RESOLVED:

1. Hearing on the proposed sale is set for Monday, August 30, 2010, at 11:00 a.m. at the Supervisors' boardroom at the Buchanan County Courthouse, 210 5th Avenue NE, Independence, Iowa.

2. The Auditor shall cause notice of this hearing to be published as required by Iowa Code section 331.305.

Passed this 16th day of August 2010.

The Board met with Fair Manager Bruce Neeley for an update on the 2010 Buchanan County Fair and the current financial report. No action was taken by the Board.

At 10:00 a.m. the Board proceeded to open the bid received for the sale of the fence enclosure as follows: Lyle Ohl, \$50. After discussion, motion by Gaffney second by Ferreter to accept the bid from Lyle Ohl in the amount \$50. All in favor, motion carried.

Motion by Ferreter second by Gaffney to authorize the chairman to sign the Certification of Local Government approval for Operation Threshold to receive ESG funds from the State. All in favor, motion carried.

Motion by Ferreter second by Gaffney to adjourn at 10:25 a.m. All in favor, motion carried.

Ralph J. Kremer, Chairman

ATTEST: Cindy Gosse, Auditor

August 23, 2010

The Buchanan County Board of Supervisors met in regular session at 9:00 a.m. on Monday, August 23, 2010 with Ralph Kremer, Chairperson in the Chair, Ellen Gaffney and Mike Ferreter present. Absent, none.

The Pledge of Allegiance was recited.

Motion by Gaffney second by Ferreter to approve the minutes of the August 16th meeting. All in favor, motion carried.

Motion by Ferreter second by Gaffney to approve the fireworks permit for Paul Weber, 2965 Troy Mills Blvd., Winthrop, 9/4/2010. All in favor, motion carried.

At 9:30 a.m. the public hearing regarding the Frederick Steinbron rezoning request was called to order with Earl Steinbron, Tina Steinbron, Gene Bunnell, Joe Youngblut and Ed Fitzgerald, Zoning Administrator present. After discussion, motion Gaffney second by Ferreter to approve the following resolution. On roll call all voted aye thereon. Motion carried.

RESOLUTION 10-72

WHEREAS, Ferreter proposed the adoption and enactment of a Zoning Ordinance Amendment on the day 9th of August 2010, which action is recorded in Book V Page 158 of the Minutes of the Board of Supervisors; and

WHEREAS, the same was duly published in the Independence Bulletin Journal, an official newspaper of general circulation in the county and complying with Sections 618.3 and 618.14 of the Code of Iowa, on 11th day of August 2010; and

UPON MOTION made by Gaffney second by Ferreter a vote was held to suspend the requirement for three successive readings and votes, which motion passed by a vote of a majority of the Board of Supervisors, as follows:

THOSE VOTING FOR SUSPENSION OF THE REQUIREMENT: Ferreter, Gaffney and Kremer

THOSE VOTING AGAINST SUSPENSION OF THE REQUIREMENT: None

NOW THEREFORE the following was read and voted upon by the Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors:

AND IT IS NOW THEREFORE ENACTED AND ORDAINED:

**ZONING ORDINANCE AMENDMENT 10-A-09
BUCHANAN COUNTY, IOWA**

The rezoning of property located in Westburg Township, Section 7, two acres from "A-1" agricultural to "R-3" residential.

The rezoning of the following described property is approved:

Beg at the NE cor of the NW qtr NE qtr, Sec. 7, T88N, R10W of the 5th p.m., Buchanan County, Iowa, th W400 ft, starting at this point, th W316 ft, S275 ft, E316 ft, N275 ft to pob. To allow construction of a single-family dwelling.

THOSE VOTING FOR THE PASSAGE: Ferreter, Gaffney and Kremer

THOSE VOTING AGAINST THE PASSAGE: None

Passed this 23rd day of August 2010.

At 9:40 a.m. the public hearing regarding the Frederick Steinbron rezoning request was called to order with Earl Steinbron, Tina Steinbron, Gene Bunnell, Joe Youngblut and Ed Fitzgerald, Zoning Administrator present. After discussion, motion Gaffney second by Ferreter to approve the following resolution. On roll call all voted aye thereon. Motion carried.

RESOLUTION 10-73

WHEREAS, Ferreter proposed the adoption and enactment of a Zoning Ordinance Amendment on the day 9th of August 2010, which action is recorded in Book V Page 158 of the Minutes of the Board of Supervisors; and

WHEREAS, the same was duly published in the Independence Bulletin Journal, an official newspaper of general circulation in the county and complying with Sections 618.3 and 618.14 of the Code of Iowa, on 11th day of August 2010; and

UPON MOTION made by Gaffney second by Ferreter a vote was held to suspend the requirement for three successive readings and votes, which motion passed by a vote of a majority of the Board of Supervisors, as follows:

THOSE VOTING FOR SUSPENSION OF THE REQUIREMENT: Ferreter, Gaffney and Kremer

THOSE VOTING AGAINST SUSPENSION OF THE REQUIREMENT: None

NOW THEREFORE the following was read and voted upon by the Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors:

AND IT IS NOW THEREFORE ENACTED AND ORDAINED:

**ZONING ORDINANCE AMENDMENT 10-A-10
BUCHANAN COUNTY, IOWA**

The rezoning of property located in Westburg Township, Section 7, two acres from "A-1" agricultural to "R-3" residential.

The rezoning of the following described property is approved:

Beg at the NE corn NW qtr NE qtr, Sec. 7, T88N, R10W of the 5th P.M., Buchanan County, Iowa, th W716 ft, starting at this point, th W316 ft, S275 ft, E316 ft, N275 ft to the pob. To allow construction of a single-family dwelling.

THOSE VOTING FOR THE PASSAGE: Ferreter, Gaffney and Kremer

THOSE VOTING AGAINST THE PASSAGE: None

Passed this 23rd day of August 2010.

At 9:43 a.m. the public hearing regarding the Kurtis Marks rezoning request was called to order with Earl Steinbron, Tina Steinbron, Gene Bunnell, Joe Youngblut, Kurtis Marks, Mike Treinen, Gary Lichty, Rick Wulfekuhle, Brian Brinkema, Randy Miller, Karla Schares and Ed Fitzgerald, Zoning Administrator present. After discussion, motion Ferreter second by Gaffney to approve the following resolution. On roll call all voted aye thereon. Motion carried.

RESOLUTION 10-74

WHEREAS, Ferreter proposed the adoption and enactment of a Zoning Ordinance Amendment on the day 9th of August 2010, which action is recorded in Book V Page 158 of the Minutes of the Board of Supervisors; and

WHEREAS, the same was duly published in the Independence Bulletin Journal, an official newspaper of general circulation in the county and complying with Sections 618.3 and 618.14 of the Code of Iowa, on 11th day of August 2010; and

UPON MOTION made by Ferreter second by Gaffney a vote was held to suspend the requirement for three successive readings and votes, which motion passed by a vote of a majority of the Board of Supervisors, as follows:

THOSE VOTING FOR SUSPENSION OF THE REQUIREMENT: Ferreter, Gaffney and Kremer

THOSE VOTING AGAINST SUSPENSION OF THE REQUIREMENT: None

NOW THEREFORE the following was read and voted upon by the Board of Supervisors, and it passed by a vote of a majority of the Board of Supervisors:

AND IT IS NOW THEREFORE ENACTED AND ORDAINED:

ZONING ORDINANCE AMENDMENT 10-A-11 BUCHANAN COUNTY, IOWA

The rezoning of property located in Jefferson Township, Section 9, nine acres from "A-1" agricultural to "R-3" residential.

The rezoning of the following described property is approved:

That part of the NW qtr of Sec. 6, T87N, R10W of the 5th P.M., Buchanan County, Iowa, described as follows: Beg at the NW cor of NW qtr, th alg the W ln of NW qtr S00°28'10"W 1,934.2 ft to SW cor of Parcel "H" per Plat of Survey dated 3/5/2005 recorded in File #2005R00694 in the Office of the Buchanan County Recorder, being the pob; th alg S ln of said parcel "H" S89°37'20" E156.7 ft to SE cor of said Parcel "H"; th alg E ln of said Parcel "H" N00°28'10" E557.1 ft to the SW cor of "The Timbers at Shady Grove"; th alg S ln of said "The Timbers at Shady Grove" N89°12'20" E647.5 ft; th S00°05'20" E601.9 ft to N ln of S23.6 acres of the SW qtr NW qtr; th alg N ln N89°37'20" W809.95 ft to W ln of said NW qtr; th alg W ln N00°28'10" E 31.55 ft to the pob. With the condition that the number of dwellings be limited to one.

THOSE VOTING FOR THE PASSAGE: Ferreter, Gaffney and Kremer

THOSE VOTING AGAINST THE PASSAGE: None

Passed this 23rd day of August 2010.

At 10:05 a.m. the public hearing regarding the Kurtis Marks rezoning request was called to order with Earl Steinbron, Tina Steinbron, Gene Bunnell, Joe Youngblut, Kurtis Marks, Mike Treinen, Gary Lichty, Rick Wulfekuhle, Brian Brinkema, Randy Miller, Karla Schares and Ed Fitzgerald, Zoning Administrator present. Administrator Fitzgerald submitted a letter to the board from Attorney Mike Treinen on Mr. Marks' behalf to withdraw the request. No action was taken by the Board.

The Board discussed the rental of the former law center space to the City of Independence with Emergency Management Director Rick Wulfekuhle, Chief Randy Miller and Captain Brian Brinkema. After discussion, motion by Ferreter second by Gaffney to propose the rental of the former law center space to the City of Independence excluding the former dispatch room, Sheriff's office and equipment room, with the general housekeeping being the responsibility of the city. All in favor, motion carried.

Motion by Gaffney second by Ferreter to approve the following bid notification for farmland. All in favor, motion carried.

FARM LAND FOR RENT BY BUCHANAN COUNTY: 242 acres more or less. Three year lease. All of the south half of the SW 1/4 Sec. 30, Twp. 89N, Rng. 8W of the 5th PM; the S half of the SE qtr, Sec. 25, the S 700 ft of the E497.8 ft and the N 420 ft of the E 207.4 ft of the SE qtr of the SW qtr, Sec. 25, that part of the NE qtr, Sec. 36, lying N of the railroad; and E 25 acres of the part of the NE qtr of the NW qtr lying N of the railroad, Sec. 36, all in township 89N, Rng. 9W of the 5th P.M. Buchanan County, Iowa. The operator will maintain reasonable soil fertility. Payments are due March 1 and October 1, 2011, 2012 and 2013. Sealed bids will be accepted in the Buchanan County Auditor's office until 9:45 a.m. Monday, September 27, 2010. Minimum bid \$150.00 per acre. Bids will be opened in the Supervisor's chambers Monday, September 27, 2010 at 10:00 a.m. Those submitting sealed bids will be allowed to raise their bids at that time. Contact the Board of Supervisor's 319-334-3578 for further information.

Motion by Gaffney second by Ferreter to adjourn at 10:45 a.m. All in favor, motion carried.

Ralph J. Kremer, Chairman

ATTEST: Cindy Gosse, Auditor

August 30, 2010

The Buchanan County Board of Supervisors met in regular session at 9:00 a.m. on Monday, August 30, 2010 with Ralph Kremer, Chairperson in the Chair, Ellen Gaffney and Mike Ferreter present. Absent, none.

The Pledge of Allegiance was recited.

Motion by Ferreter second by Gaffney to approve the minutes of the August 23rd meeting. All in favor, motion carried.

The Board met with County Engineer Brian Keierleber to discuss the purchase of a truck chassis. After discussion, motion by Gaffney second by Ferreter to authorize the Engineer to purchase the Peterbilt truck chassis from Don's Truck Sales in the amount of \$88,425. All in favor, motion carried.

The Board met with Architect Steve Usher to discuss the proposed sidewalk/parking lot concrete project. After discussion, motion by Ferreter second by Gaffney to approve the following resolution. On roll call all voted aye thereon. Motion carried.

RESOLUTION 10-75

BE IT RESOLVED that the Buchanan County Board of Supervisors is soliciting bids from qualified contractors for a public improvement. Interested contractors are advised of the following:

1. Interested contractors shall submit sealed proposals in person or by mail to the Office of the Buchanan County Auditor. All proposals shall be received at the Auditor's Office not later than 10:45 a.m., Monday, September 27, 2010.

2. A pre-bid conference has been set for 10:00 a.m., Thursday, September 16, 2010 at the west front steps, Buchanan County Courthouse. All bidder's and suppliers are invited to attend.
3. Sealed proposals will be opened and considered on behalf of Buchanan County Board of Supervisors at the Supervisor's meeting room, Buchanan County Courthouse, Independence, Iowa at 11:00 a.m., September 27, 2010.
4. The general nature of the public improvement for which sealed proposals are solicited is for a project including removal and replacement of existing concrete sidewalks, new drive cut parking lot entrances, new parking paving, parking lot striping, and joint sealing at the Buchanan County Courthouse. Written copies of the specifications and technical requirements for this project are available for viewing at the office of the Buchanan County Auditor. Plans and specifications may be obtained from the Architect, Usher Architecture, 319-334-2444.
5. The successful bidder shall commence work on the project approximately October 13, 2010 and shall complete the project not later than December 1, 2010.
6. Each contracting bidder shall accompany its bid with a bid security ("bid bond"), as specified below, as security that the successful bidder will enter into a contract for the work bid upon, and will furnish, after the awarded contract, a corporate surety Performance and Payment Bond acceptable to the Buchanan County Board of Supervisors for the faithful performance of the contract, in an amount equal to 100% of the amount of the contract. The bid security shall be in the amount of five percent of the bid or the estimated total contract cost of the public improvement and shall be in the form of a cashier's or certified check drawn on a bank in the State of Iowa or on a bank chartered under the laws of the United States, a certified share draft drawn on a credit union in Iowa or chartered under the law of the United States, or other corporate surety satisfactory to the Buchanan County Board of Supervisors.

BE IT FURTHER RESOLVED that the Board of Supervisors directs the County Auditor to publish said Notice to Contractors.

Passed this 30th day of August, 2010.

The Board met with EMA Director Rick Wulfekuhle for a monthly program update on the following: communications and tower site; Mitigation Project with Buchanan County communities; flooding public assistance; fair week; the move to the new office and financial status. No action was taken by the Board.

Motion by Ferreter second by Gaffney to authorize the chairman to sign the settlement release for InVision Architecture regarding the \$6,000 settlement for the basement hallway project. All in favor, motion carried.

At 10:20 a.m., motion by Gaffney second by Ferreter to recess until 11:00 a.m. All in favor, motion carried.

At 11:00 a.m. the Board reconvened and called the public hearing regarding the proposed sale of the former county home property with County Attorney Allan VanderHart, Patricia Baldrige, Father Ryan St. Anne Scott; Robert Baldrige; Steven Hagstrom, Leo Donnelly, Tari Robertson, Mike Hohenbrink, John Klotzbach, Bill Reidy, Judy Harland, and Diane Curry present.

Father Scott submitted a proposal of \$125,000 with \$1,000 down and payment of an additional \$5,000 at the time of possession which would be April 1, 2011. Requesting the County carry a two-year balloon contract for the remainder of \$119,000 at 3% interest, with payments of \$1,000 per month. Supervisor Gaffney stated that \$5,000 was not enough down and that the county had advertised 10% down. Father Ryan said the most they could do would be \$10,000 down. Supervisor Kremer stated the 3% interest was not enough, he thought it should be 5%. Father Ryan stated residential interest rates are currently being offered between 2.8% and 3%. Supervisor Ferreter asked about Father Ryan getting a traditional loan or entering into a lease agreement. He stated their Order did not allow that.

Attorney VanderHart stated the Board has two choices they can enter into a contract as proposed or not accept the offer. The Board can adjourn the public hearing and reconvene it at a future date.

Motion by Ferreter second by Gaffney to close the public hearing at 11:55 a.m. All in favor, motion carried.

With no additional bids received, motion by Ferreter second by Gaffney to approve the following resolution. On roll call vote: Ayes – Ferreter and Gaffney, Nay – Kremer. Motion carried.

RESOLUTION 10-76

BE IT RESOLVED BY THE BUCHANAN COUNTY, IOWA BOARD OF SUPERVISORS:

WHEREAS, this board conducted on August 30, 2010 a public hearing on the offer extended by the Abbatia Sanctissimi Rosarii (“the Abbey”) to purchase county-owned real property at 2059 Lee Avenue, Independence, Iowa, commonly referred to as “the old County Home”;

WHEREAS, during the course of said hearing, the parties agreed to certain amendments to the Abbey’s offer; and

WHEREAS, this Board has determined to accept the Abbey’s offer to purchase, as amended;

THEREFORE, BE IT RESOLVED:

1. The offer, as amended, to purchase the above property extended by the Abbey is hereby accepted.
2. The principal terms of the proposed purchase, as amended, are as follows:
 - a. Total purchase price: \$125,000.
 - b. The Abbey shall make an immediate nonrefundable deposit of \$10,000.
 - c. The Abbey shall take physical possession of the property no later than April 1, 2011.
 - d. The remaining balance due of \$115,000 shall thereafter accrue interest at the rate of three percent (3%) per annum.
 - e. The Abbey shall pay Buchanan County \$1000 per month, said payments to include principal and interest, for a maximum of twenty-four (24) months, after which time the total remaining balance shall be due and payable.
 - f. Said monthly payments shall be due on or before the 1st day of each month beginning thirty (30) days after the date of possession.
 - g. The Abbey may pre-pay any or all of the principal due and owing at any time without penalty.

Motion by Ferreter second by Gaffney to adjourn at 12:05 p.m. All in favor, motion carried.

Ralph J. Kremer, Chairman

ATTEST: Cindy Gosse, Auditor

Claims paid the month of August:

Abbe Center for Community, Services	2,491.38
AgVantage FS Inc, Fuel	26,582.78
Alliant Energy, Utilities	1,665.89
Altorfer Inc, Parts	69.22
American Arbitration Assoc, Services	200.00
Anderson Erickson Dairy, Inmate Provisions	175.87
Appliance Plus Of Oelwein, Supplies	32.01
Area Ambulance Service, Services	156.50
Associates For Behavioral, Services	180.00
AT&T, Services	67.13
Avaya Inc, Utilities	264.12
B & D Services Inc, Services	2,752.19
Bagbys Automotive, Repairs	1,134.22
BankIowa, Fees	11.40
Behavioral Services, Services	848.00
Best Lawns, Services	860.00
Black Hawk Co Auditor, Services	1,404.53
Black Hawk Grundy, Services	226.00
Brecke Inc, Repairs	415.96
Bremer County Sheriff, Services	37.00
Brown, Marlene, Zoning Commission Exp	16.00
Bruening Rock Products Inc, Rock	23,295.10

Bruening Rock Products Inc, Rock	124.64
Buchanan Co Fair Assn, Fy11 Appropriation	150,000.00
Buchanan Co Health Center, Services	157.50
Buchanan Co Sheriff, Services	1,682.25
Buchanan Co Treasurer, Property Tax	7,084.00
Buds Electric Inc, Repairs	65.00
Business Systems Inc, Supplies	800.00
C J Cooper & Associates Inc, Services	120.00
Caldwell, Dennis, Reimbursement	12.46
Capital Sanitary Supply, Supplies	206.21
Casey's General Store Inc, Fuel	31.86
Cedar Rapids Treasurer, Services	24.00
Cedar River International, Parts	117.21
Cedar Valley Community Support, Services	240.00
Cedar Valley Ranch Inc, Services	3,196.72
Central IA Water Assn, Utilities	24.25
Central Iowa Distributing, Supplies	107.30
Chief, Supplies	129.99
Christopherson & Sons LLC, Parts	543.60
Citizen Herald, Publications	598.71
City Laundering Co, Services	303.17
Clayton Co Sheriff, Services	66.50
CMI Inc, Repairs	191.52
Comprehensive Systems Inc, Services	421.05
Consolidated Energy Co LLC, Fuel	10,830.74
Construction Materials, Parts	3,920.17
Cook, Aaron, Zoning Commission Exp	14.00
Counseling & Mediation Center, Services	550.00
County Case Mngt Service, Services	705.00
Crop Production Services, Chemicals	2,815.00
Cy & Charley's Inc, Repairs	7,309.84
Darrell E Davis Adult Day, Services	260.00
Del Dub Jac Co Rta, Services	159.60
Delaware Co Sheriff, Services	35.00
Des Moines Co Sheriff, Services	36.05
Des Moines Stamp Co, Stamps	89.80
Dons Truck Sales Inc, Parts	11,921.88
Doyle, Tom, Zoning Commission Exp	12.00
Dubuque Co Auditor, Services	299.39
Dunlap Motors Inc, Repairs	83.79
East Buchanan Telephone, Utilities	23.08
Eschens Clothing, Safety Shirts	658.00
Fareway Foods, Inmate Provisions	483.20
Farm Plan, Parts	385.00
Farmers Mutual Telephone Co, Services	147.74
Fastenal Co, Parts	417.45
Fayette Co Sheriff, Services	44.00
Franck, Steve, Mailbox Reimbursement	15.00
Full Circle Services Inc, Services	5,339.76
Gaffney Quarries, Rock	13,631.11
Goodwill Industries, Services	2,421.00
Goodwill of the Heartland, Services	272.51
Greenley Lumber Co, Supplies	61.50
Greenwood Drug Inc, Services	10.00
Grover, James L, Zoning Commission Exp	10.00
Hakes, Abby, Mileage/Meal Reimb	20.00
Hardware Hank, Parts	99.96
Harms, Brad, Mileage	309.36
Hartig Pharmacy, Services	12.82
Hawkeye Alarm Company, Supplies	133.85
Hawkeye Foodservice Dist, Inmate Provisions	1,943.67
Hewlett-Packard Company, Computers	7,653.01
ICEOO, Registration	150.00
IIW Engineers & Surveyors PC, Fees	15,042.18
Independence Light & Power, Utilities	12,499.60
Independence Plumbing, Supplies	20.51
Independence Postmaster, Stamps	44.00
Independence Telecommunication, Phone Card	139.95
Industrial Supply Solutions, Parts	4,686.83

Insight Public Sector, Fees	1,014.98
Iowa Communities Assurance, Insurance	178.00
Iowa Dept of Public Safety, Terminal Billing	608.00
Iowa Diesel Injection Service, Parts	930.00
Iowa Northland Regional, Services	198.00
Iowa Northland Regional, Fy11 Dues	3,565.76
Iowa Prison Industries, Signs	1,868.40
Iowa Secretary Of State, Notary Renewal	30.00
Iowa State University, Bridge Evaluation	33,423.20
Iowa Telecom, Services	171.67
ISACA Treasurer, Registration	70.00
J. Robert Hopson Inc, Actuarial Valuation	1,180.00
Jamison-Schmitz Funeral Homes, Services	1,150.52
Kar Tay Apartment Mgt, Services	81.00
Kieck's Career Apparel, Clothing	231.20
Kremer, Ralph J, Mileage	87.50
Kwik Trip Stores, Fuel	425.52
Lamont, City Of, Utilities	33.98
Lexisnexis, Services	94.00
Linn Co MHDD Services, Services	137.00
Linn Co Sheriff, Services	114.00
Littleton Cemetery Assoc, Grave Markers	148.00
Lovewell Fencing Inc, Repairs	5,000.00
Mail Services LLC, Supplies	5,876.80
Mailfinance, Lease	90.24
Manatts, Concrete	6,105.88
Mangrich, Melinda, Mileage	12.50
Marlow, Amy, Reimbursement	136.24
Matt Parrott & Sons Co, Ballots	945.98
McCarter, John L, Services	60.37
McClain, Glen, Fence Reimbursement	200.00
McClintock, Gary F, Services	370.00
Mediapolis Care Facility, Services	5,199.32
Medical Associates, Services	614.00
Metal Culverts Inc, Supplies	28,453.80
Meyer, Patti, Reimbursement	5.60
Microtel Inn & Suites, Lodging	109.76
MidAmerican Energy Co, Utilities	100.00
Midwest Spray Team & Sales Inc, Chemicals	412.00
Mills, Karla, Mileage	259.50
Monkeytown Office Supply, Supplies	92.45
Moore, Richard, VA Mileage Reimb	308.00
NACCHO, FY11 Dues	55.00
Napa Auto Parts, Parts	1,992.55
NE District ISAA, Registration	250.00
Neopost USA Inc, Postage Lease	165.00
Norby's Farm Fleet, Supplies	351.16
NE IA Mental Health, Services	146.00
Oelwein Police Dept, Services	21.00
Oelwein Publishing Group, Publications	256.05
Office Max Inc, Supplies	751.19
Office Towne Inc, Supplies	577.33
O'Reilly Automotive Inc, Parts	193.53
Paetec, Utilities	2,392.99
Paul Niemann Construction Co, Rock	238,103.46
PCCB, Registration	1,095.00
Pech, David, Zoning Commission Exp	17.50
Penn Center, Services	1,984.44
Pinicon Ford, Repairs	65,651.23
Porters Camera Warehouse, Supplies	26.29
Power Plan, Parts	36,730.01
Prairie View Nursing Home, Services	10,098.27
Print Express, Supplies	83.15
Quartermaster, Uniforms	18.68
Quasqueton, City Of, Utilities	25.00
Qwest, Services	158.00
R & B Manufacturing Inc, Supplies	125.00
Ratchford, Mike, Meal Reimb	12.46
Republic Companies, Parts	3,305.85

Richmond Center, Services	280.25
Rite Price Office Supply Inc, Supplies	275.33
Roepke, Leland C, VA Commissioners Exp	40.00
Rowley, City Of, Utilities	12.50
Sadler Machine Co Inc, Parts	850.00
Schroeder, Melanie, Services	249.50
Scott Pharmacy, Services	155.30
Shred Master, Shredding	37.50
Simplexgrinnel, Service Contract	337.00
Skyline Steel, Parts	185.82
Slattery, Jerome K, Reimbursement	200.00
Slattery, John, Zoning Commission Exp	9.00
Spahn & Rose Lumber Co, Repairs	417.74
Specialty Underwriters LLC, Service Contract	4,167.00
State Medical Examiner, Services	1,515.00
Steffes Construction Inc, Supplies	6,281.50
Super 8 Washington, Lodging	210.00
Superior Welding Supply, Supplies	65.68
Tailored Living, Services	3,610.80
Thomas Electric Motor Service, Repairs	69.75
Tonn, Billie Jo, Service/Mileage Reimb	597.00
Treasurer State Of Iowa, Services	118,202.65
Triple T Enterprises, 2009 Criminal Handbook	135.75
UNI Roadside Program, Registration	50.00
Uniform Den Inc, Uniforms	238.67
US Postal Service, Postage	2,000.00
University Of Iowa, Grants-Well Test Kits	600.00
Unlimited Services, Services	1,445.48
US Cellular, Utilities	1,202.71
Valley Environmental Services, Services	70.00
Veridian Credit Union, Fees	37.00
Verizon Wireless, Services	297.61
Verns True Value, Supplies	270.62
Visa, Supplies	305.79
Von Bokern Associates Inc, Services	1,125.00
Wal Mart Community, Supplies	63.97
Walthart, Steven, Zoning Commission Exp	7.00
Waste Management of WI-MN, Services	2,002.04
Weber Paper Co, Supplies	965.27
Weber Plbg & Electric Inc, Water Heater	3,198.00
Welch, William J, VA Commissioners Exp	36.00
White Funeral Home Inc, Services	1,356.30
Widner Drug, Services	180.55
Wieland, Jeremy, Services	120.00
Winthrop News, Publications	782.55
Winthrop Trailers/Welding Inc, Parts	3,022.00
Winthrop, City Of, Utilities	17.88
Woolfolk Properties LLC, Services	125.00
Xerox Corp, Maint Contract	135.00
Zee Medical Service Co, Supplies	63.65
	957,153.06

