

The Union County Board of Supervisors met in regular session, Monday, November 22, 2004. The meeting was called to order at 9:00 a.m. with the following members present: Irelan, McCann, Turner, Brown, and King.

AGENDA: Motion by McCann and seconded by Irelan approve the agenda. All voting aye, motion carried.

CLAIMS: Motion by Brown and seconded by Irelan to approve the following claims: #57464 - #57607. All voting aye, motion carried. Motion by McCann and seconded by Turner to approve the following handwritten claims: #57463 to FCM Transportation Products Company for \$58,000.00 for a truck crane, to Union County Health Insurance for \$4,121.62, \$10,072.27, and \$9,352.78. All voting aye, motion carried.

PUBLIC HEARING – SALE OF COUNTY PROPERTY: The public hearing on the sale of county property opened at 10:00 a.m. Present were: Melvin Davis, Mark Saylor, Annetta McMillin, Tom Britt, Kent Kiburtz, Tim Kenyon, and Sandy Hysell. No comments were received by the Board of Supervisors, the Attorney's Office, or the Auditor's Office. The public hearing closed at 10:05 a.m.

SALE OF COUNTY PROPERTY:

Legal	Buyer	Amount
New Hope		
1. ABANDONED RR ROW ACROSS THE NW-4 NW-4 SEC. 01-73-28.	Melvin Davis	\$100.00
2. ABANDONED RR ROW ACROSS THE NE-4 NE-4 SEC. 02-73-28.	Melvin Davis	\$100.00
3. ABANDONED RR ROW ACROSS THE SE-4 NW-4 SEC. 11-73-28.	Kent Kiburz	\$100.00
4. ABANDONED RR ROW ACROSS THE NW-4 SW-4 SEC. 11-73-28.	no bid	
5. ABANDONED RR ROW ACROSS THE NW-4 NE-4 SEC. 22-73-28.	Stan Zandarski	\$250.00
6. ABANDONED RR ROW ACROSS THE NE-4 NW-4 SEC. 22-73-28.	Stan Zandarski	\$100.00
7. ABANDONED RR ROW ACROSS THE NE-4 SW-4 SEC. 22-73-28.	Stan Zandarski	\$250.00
8. ABANDONED RR ROW ACROSS THE SE-4 SW-4 SEC. 22-73-28.	Stan Zandarski	\$100.00
9. ABANDONED RR ROW ACROSS THE NE-4 NW-4 SEC. 27-73-28.	Stan Zandarski	\$400.00
10. ABANDONED RR ROW ACROSS THE NW-4 NW-4 SEC 27-73-28.	Stan Zandarski	\$450.00
11. ABANDONED RR ROW ACROSS THE SE-4 SE-4 SEC. 28-73-28.	Melvin Davis	\$100.00
Legal		
Creston		
12. STONE & ELLIOTS LAKEVIEW, PT. LOT 31, BEG 95 FT NORTH SW CORNER NORTH 5 FT, EAST 78 FT, NORTH 10 FT, EAST 13.5 FT, SOUTH 15 FT, WEST 91.5 FT TO P.O.B. (SOUTH BUREAU)	no bid	
13. DEVOES 1ST, S 7 FT OF THE E 12 FT OF THE N 82 FT & N 43 FT OF THE E 12 FT OF THE S 204.75 FT LOT 29.	no bid	
14. SWIG. 2ND, LOT 9 LYING SW CREEK.	no bid	
Lorimor		
15. PT FORMER RR LYING IN O.P. LORIMOR, BEG 107.15 FT, E INT W LN FORMER RR & N LN 1ST ST EXT W, NE 168.86 FT, E 22.23 FT, SW TO N LN 1ST ST W TO P.O.B.	Annetta McMillin	\$100.00
Thayer		
16. O.P. LOT 2 (EX N 10 FT & EX S 10 FT W 70 FT) BLK 7	Tom Brett	\$100.00

PUBLIC HEARING – KENT COMMUNITY DEVELOPMENT BLOCK GRANT: The public hearing on the Kent Community Development Block Grant opened at 10:30 a.m. Present were: Randy Finholt, Jeremy Rounds, John VanNostrum, Mark Saylor, Tim Kenyon, Louis Boeckman, and Sandy Hysell. No comments were received by the Board of Supervisors, the Attorney's Office, or the Auditor's Office. The public hearing closed at 10:50 a.m. Motion by Turner and seconded by McCann to apply for the Kent Community Development Block Grant. Roll call vote: Irelan, aye; McCann, aye; Brown, abstain; Turner, aye; and King, aye. Motion carried.

A BUILDING IN KENT: Leonard Page discussed property he owns in Kent with a building that has fallen down which has potential of being a hazard. Page requested six months in cleaning up the property.

PUBLIC HEARING – NAMING PRIVATE ROADS: The public hearing on naming private roads opened at 11:24 a.m. Present were: Tim Kenyon, Roger Nurnberg, Linda Marley, Mr. and Mrs. Jim Luther, and Sandy Hysell. No comments were received by the Board of Supervisors, the Attorney's Office, or the Auditor's Office. The E-911 Coordinator Office received a written comment by the Luther's in changing RV Terrace to Virginia Lane. The public hearing closed at 11:32 a.m. Motion by Irelan and seconded by Turner to adopt the Street Names recommended by Roger Nurnberg, E-911 Coordinator. Roll call vote: Turner, aye; Brown, aye; McCann, aye; Irelan, aye; and King, aye. Motion carried.

STATEWIDE MUTUAL AID RESOLUTION: Motion by Turner and seconded by Brown to approve **Resolution #22 FY04-05** – Whereas, emergencies and disaster transcend jurisdictional boundaries, making intergovernmental coordination essential in successful emergency response efforts; and Whereas, there will inevitably be emergencies which require immediate access to outside resources due to the fact that few individual governments have all of the resources they may need in every type of emergency; and Whereas, Senate File 2124, approved by the Second Session of the 79th General Assembly in 2002, creates Iowa Code section 29C.22, the Statewide Mutual Aid Compact; and Whereas, the Statewide Mutual Aid Compact allows participating counties, cities and other political subdivisions to provide in advance for mutual assistance in managing any emergency or disaster; Therefore, Be It Resolved By The Board Supervisors Of Union County, Iowa that in order to maximize the prompt, full and effective use of resources of all participating governments in the event of an emergency or disaster, the County hereby adopts the Statewide Mutual Aid Compact which is attached hereto and incorporated by reference. Roll call vote: Irelan, aye; McCann, aye; Brown, aye; Turner, aye; and King, aye. Motion carried.

QUIT CLAIM DEED: Dennis Loury discussed a Quit Claim Deed with the Board that has an irregularity in the legal description of the property that was purchased from the County eleven years ago. Publication was correct but the deed had the irregularity. Motion by Turner and seconded by Brown to correct the Legal on the Quit Claim Deed. Roll call vote: Turner, aye; Brown, aye; McCann, aye; Irelan, aye; and King, aye. Motion carried.

The Board recessed for lunch at 12:00 p.m. and reconvened at 1:00 p.m.

CLOSED SESSION: Motion by Irelan and seconded by McCann to enter closed session at 1:00 p.m. per Iowa Code 21.5 (1)(c). Roll call vote: Turner, aye; Brown, aye; McCann, aye; Irelan, aye; and King, aye. Motion carried. Closed session ended at 1:45 p.m.

ENGINEER: Scott Nixon, County Engineer, presented the weekly maintenance and activity report.

Utility Permit – Motion by Irelan and seconded by McCann to approve utility permit for Iowa Telecommunications Services, Inc. to replace a telephone cable along Eagle Ave. from 150th Street to 1482 Eagle Ave, Spaulding Township, Sections 26 and 27. All voting aye, motion carried.

Utility Permit – Motion by McCann and seconded by Turner to approve utility permit for Iowa Telecommunications Services, Inc. to place 25 pair copper telephone cable across intersection of Cherry St Rd and 230th St to 2295 Cherry St Rd, Grant Township, Section 7 and Platt Township, Section 1 and 2. All voting aye, motion carried.

Grading Agreement – Motion by McCann and seconded by Turner to approve the standard Grading Agreement entered into as of this 22nd day of November, 2004 by and between Kurtis Kiburz and Union County. The agreement can be viewed in the Auditor's Office. All voting aye, motion carried.

Resolution to Set Public Hearing – Motion by Turner and seconded by Brown to approve **Resolution #23 –** Whereas, Union County desires to classify certain roads on the area service system in the County to Provide for a minimal level of maintenance; and Whereas, the Board of Supervisors of Union County, after consultation with the County Engineer, has the authority to designate certain roads within the County as Area Service "B" roads pursuant to Iowa Code Section 309.57, and those roads being: The alley that extends from Almond Ave (Maple St) east to Apple Ave (Oak St), between 241st (Jefferson) St and 242nd (Berwick) St, the alley that extends from Acorn Ave (High St) east to Almond Ave (Maple St), between 241st (Jefferson) St and 242nd (Berwick) St, the alley that extends from 243rd (Ambrose) St north to 242nd (Berwick) St, between Acorn Ave (High St) and Almond Ave (Maple St), all alleys are located in the area formerly know as Kent, in the NE $\frac{1}{4}$ of Section 18-71-31, (Platte Twp.) Now Therefore Be It Resolved, that a public hearing will be held in the Board Room, Union County Courthouse, Creston, Iowa at 9:00 a.m., Central Standard Time on the 6th day of December, 2004, in accordance with Code of Iowa, Chapter 306. Roll call vote: Irelan, aye; McCann, aye; Turner, aye; Brown, aye; and King, aye. Motion carried.

FAMILY FARM APPLICATIONS: Motion by Irelan and seconded by Turner for the Chair to sign the 50 new Family Farm Applications and to approve 39 disallowance notices. All voting aye, motion carried.

MINUTES: Motion by Turner and seconded by McCann to approve the November 8, 2004 and November 9, 2004 minutes. All voting aye, motion carried.

RECORDER: CLRIS Project Plan – Paula White, County Recorder, discussed the CLRIS plan which will get the Iowa Recorder's Association on a state wide web site. Motion by Irelan and seconded by Brown for the Chair and the Recorder to sign the CLRIS Project Plan. Roll call vote: Turner, aye; Brown, aye; Irelan, aye; McCann, aye; and King, aye. Motion carried.

ACS Service Contract – Motion by Turner and seconded by Brown for the Chair to sign the ACS Service Contract as modified for a 5 year Lease Agreement. All voting aye, motion carried.

Recorder's Report – Motion by Irelan and seconded by McCann to accept the Recorder's Monthly Report. All voting aye, motion carried.

TREASURER: End of Month Report – Motion by Turner and seconded by Irelan to accept the End of Month Report. All voting aye, motion carried.

Postage Machine Lease – Motion by Turner and seconded by McCann for the Chair to sign the Pitney Bowes Postage Machine Lease. All voting aye, motion carried.

Part-time Driver's Examiner – Motion by Turner and seconded by Brown to hire Denny Able as a Part-time Driver's Examiner at a starting pay of \$10.50 per hour. All voting aye, motion carried.

TAX INCREMENT DEBT CERTIFICATE: Motion by McCann and seconded by Brown for the chair to sign the Tax Increment Debt Certificate. All voting aye, motion carried.

HIPAA SECURITY OFFICER: Motion by Turner and seconded by Irelan to appoint Auditor Sandy Hysell as HIPAA Security Officer. All voting aye, motion carried.

OCTOBER CLAIMS:

A D S	4,351.23	Craig, Walter D	3.85
Accurate Mechanical Co	1,758.50	CS Chamber Of Commerce	97.50
Action Photo	23.49	Creston Farm & Home	370.20
Adams County Auditor	8,835.72	Creston Motor Co Inc	299.85
Advanced Laser Tech	59.95	Creston Publishing Co	553.90
Advancement Services	594.00	Creston Radiator	80.00
Afton Star Enterprise	286.43	Creston Utilities	227.72
Alex-Teck	459.00	Cross-Dillion Tire Inc	180.00
Alliant Energy	3,374.93	Crossroads Mental Hlth	12,877.16
Allied Document Solution	307.91	Cunningham-Reis Company	3,620.13
American Administrators	17,705.29	D H S Cashiers Office	42,716.13
American Crane & Tractor	335.15	Denny's Hydraulic Shop	91.46
Amos, H M	6.40	Department Of Human Svc	46,819.99
Aramark	426.45	Discovery Kids Preschool	450.00
Arch Wireless	80.66	Edwards, John W	15.00
B M Sales	762.90	Electronic Engineering	147.00
Barker Implement	181.56	Emergency Management Fun	15,680.00
Barker Lemar & Assoc Inc	6,035.00	Environmental Svc Of Iowa	250.00
Blacktop Service Company	73,083.50	F & M Body Shop	1,940.86
Boeckman, Louis	1,021.20	Farmers Cooperative Comp	308.15
Bolton, Brian	15.00	Farmers Electric Coop	2,972.66
Bp Products Inc	717.96	Fidlar & Doubleday Inc	2,422.44
Brentnal, Mike	600.00	First National Bank	24.75
Briley Heating & Ac	88.85	Franklin Standard	323.01
Broadlawns Medical Ctr	175.00	Franks Service	492.70
Byers Wood & Glass Shop	443.00	Frey, Tom	200.00
C & H Carpentry	4,879.64	Gch Community Outreach	4,050.40
C A R E	16,213.08	Goldsmith, Leslie	194.39
Calhoun-Burns & Assoc In	889.60	Greater Comm Hospital	8,772.87
Carpenter Uniform Co	695.10	Green Valley Pest Control	63.00
Casey's Gen Stores Inc	847.86	Greenman Technologies	941.02
Cass Co Memorial Hospital	7,461.00	Hallett Materials	1,246.51
Chapman, Tracy	22.24	Hampton Inn Ames	577.50
Chenoweth Service	7.00	Haner, Steven Gene	318.08
Cintas Corporation #749	36.03	Hansen's M & M Services	51.00
City Carton Co Inc	1,974.40	Hanson Directory Svc	49.80
City Of Creston	8,656.32	Hanson Drug Store	319.00
Clarinda Youth Corp	497.61	Heartland Car Care	36.44
Clarke County Secondary	41.80	Howe, Joanie	321.04
Clarke County Sheriff	1,150.00	Hoyt Do, Dr John C	100.00
Consolidated Supply Co	284.97	Hr-One Source	31.25
Cook Video	315.39	Hysell, Sandy	56.26
Cornick Chevrolet-Olds	1,351.61	Ia St Assn Of Counties	70.00
Country Haven Corp	1,377.00	Ia Workforce Development	2,837.44
		Innovative Industries	5,307.96
		Iowa Fed Surplus Property	130.00
		Iowa Prison Industries	94.90

Iowa Recycling Assoc	180.00	Rexco Equipment Inc	258.84
Iowa State University	960.00	Rolling Hills Fs Inc	11,413.07
Iowa Telecom	2,648.48	Rusk Food & Fuel	395.16
Isac	420.00	Rynearson, Merlene	161.28
Jc Electronics & Security	212.94	S & L Custom Mowing	655.00
Jensen Law Office	440.00	Safety Kleen Corp	82.75
K S I B	300.00	Schildberg Construction	16,058.16
Kelley Fencing	2,237.60	Sirha	191.50
Kelly Tire & Exhaust Inc	1,671.36	Slough, Tami	5.76
Kenyon, Tim	40.30	Smith, Vickie	42.56
Kiley, Bob	200.00	So Central Communication	38.33
King, Mike	54.08	South Ia Area Detention	980.00
Kingery, Luella	51.20	Southern Ia Rural Water	325.20
Krantz Plumbing & Heating	16.27	Southwest Ia Residential	270.90
Lorimor Utilities	36.94	Sw Community College	125.40
Luther Service	51.36	Spahn & Rose Lumber	433.61
Lyrux Wireless	50.94	Spring Valley Wireless	2,012.50
Mainstay Systems Inc	176.00	Storm Water Coordinator	600.00
Martin Marietta Aggregate	11,954.85	Summit View	512.25
Matura Action Corp	2,153.28	Supreme Cleaners	87.60
Mc Kenna Truck Center	267.33	Swanson, Phil	128.56
Mc Kinney, Gale W	200.00	Swoyer, Jackie	240.42
Mci	22.08	Taylor Ridge	716.10
Means, Jody	2,101.66	The Nishna Cottage	495.30
Metal Culverts Inc	2,228.16	The Pier	64.48
Meyer-Century Labs	263.86	Trinity Preschool	250.00
Midwest Service & Sales	2,210.00	Tyler Insurance Services	19,241.00
Midwest Wheel Companies	86.80	U S Cellular	548.48
Mufflers Plus-Quik Lube	132.00	Union Co Health Insurance	147,167.02
Naco	370.00	Union Co Lec Fund	2,638.24
Napa	2,411.05	Union Co Management Inc	23,218.00
New Century Press Inc	55.00	Union County Auditor	276.50
New Hope Village	677.28	Union County Extension	30.00
Nishna Productions Inc	1,813.74	Union County Solid Waste	63.57
Nixon, Scott	6.04	United States Postal Svc	1,000.00
Nurnberg, Roger	356.95	Us Post Office	730.00
Office Depot Credit Plan	25.30	Walker D O, Dr Dan E	100.00
Office Depot-Catalog Ord	46.26	Walmart Community Brc	271.91
Office Machines Company	1,218.41	Walters, Randall	112.50
O'keefe Elevator Company	182.80	Waltersdorf, Blythe	15.00
Onestar Long Dist Inc	109.25	Waltersdorf, John	15.00
O'reilly Auto Parts	32.72	Washer Systems Of Iowa	238.56
Overton, Michael F	116.48	Waste Mgnt Of Creston	2,211.86
Petty Cash - Ema	64.79	West Des Moines Marriott	609.90
Petty Cash - Recycling	38.38	West Group	668.80
Petznicks	62.25	Whistle Stop	812.87
Pitney Bowes Inc	154.23	Willets & Woosley Sewer	80.00
Polk Co Dept Of Human Svc	39.00	Wilson, Duane	15.00
Pullen, Angela	189.00	Ziegler Inc	1,968.79
Quality Glass	226.67	Zotz Plumbing & Heating	58.42
Reliable Corporation	74.39	Grand Totals	605,436.68

ADJOURNMENT: There being no further business the meeting was adjourned at 3:15 p.m.

ATTEST: _____ **BY:** _____
SANDY HYSELL, AUDITOR MICHAEL J. KING, CHAIR BOARD OF SUPERVISORS