

MONTGOMERY COUNTY SUPERVISORS MINUTES
May 20, 2010

The Montgomery County Board of Supervisors met in quorum, Thursday, May 20, 2010, at 9:00 a.m. at the courthouse for their regular meeting. The meeting was called to order by Chairman Bryant Amos. There was a roll call of members with Supervisors Amos, Glen Benskin, Karen Blue, Steve Ratcliff, and Donna Robinson present.

Motion to approve the agenda by Benskin, second by Robinson. Roll call: Yes: Amos, Benskin, Blue, Ratcliff, Robinson. No: None. Motion carried.

Minutes of the May 13, 2010 regular meeting were read. Motion by Robinson, second by Benskin to approve the minutes with the following corrections: the first line of the sixth paragraph, "hall" changed to "haul"; and the sixth line of the sixth paragraph, "South of Q Ave." changed to "East of Q Ave." Roll call: Yes: Ratcliff, Robinson, Amos, Benskin, Blue. No: None. Motion carried.

The Chairman called for public comments. There were no audience comments.

In Supervisor weekly updates and assignments Robinson stated she had attended the Law Enforcement Center campaign kick-off meeting last night. Ratcliff stated he had attended the Iowa Workforce Development region meeting on Monday. Blue had attended the Red Oak Chamber and Industry Association large employer social last Thursday evening and the Juvenile Detention meeting.

Under Secondary Roads Update, Engineer Brad Skinner asked the Board to approve Resolution 10-11, Temporary Road Closure on T Avenue. Motion by Blue, second by Ratcliff to approve Resolution 10-11, read as follows:

Detour for" T" Avenue & Project LFM-12-21—7X-69

WHEREAS: The Board of Supervisors is empowered under authority of Iowa Code Section 306.4 2009 Code of Iowa to operate and manage the Secondary Road System; and

WHEREAS: Construction of the T Avenue Bridge and replacement of Sectional Plate Culvert on T Avenue, will take more than 48 hours of closure to construct and Iowa Code Chapter 306.41 requires that a numbered road have an authorized detour if closed for more than 48 hours; and

WHEREAS: The County Engineer recommends closure of the following Road: County Road N-18 (T Avenue) between H-46 (250th Street), in Section 21 of East Township, to State Highway 34, in Section 4 of East Township; and

WHEREAS: The County Engineer recommends that the Official Detour be as follows: From N-18 (T Avenue) East one mile on H-46 (250TH Street) to State Highway 71, thence North two and one half miles to State Highway 34, thence East one mile to N-18 (T Avenue).

NOW THEREFORE, BE IT RESOLVED: That we, the Board of Supervisors of Montgomery County do hereby declare the above described Road N-18(T Avenue) temporarily closed and the described detour established, further direct the County Engineer to have the appropriate signs placed so to indicate, and that the said closure and detour shall remain in effect until the aforementioned construction is completed.

Passed and Adopted this 20th day of May, 2010.

Roll call: Yes: Robinson, Amos, Benskin, Blue, Ratcliff. No: None. Motion carried.

The Chairman opened bids for the T Avenue Bridge Replacement Project LFM-12-21—73-69 that were submitted to the Auditor's Office. Results of the bids are as follows: Cunningham-Reis Company of Van Meter, \$215,350; Christensen Brothers of

Cherokee, \$243,350; Dixon Construction of Correctionville, \$185,095; Murphy Heavy Contracting of Anita, \$188,200. Motion by Blue, second by Robinson to approve Dixon Construction for the T Avenue Bridge Project pending Engineer's verification of documents in the bid amount of \$185,095. Roll call: Yes: Amos, Benskin, Blue, Ratcliff, Robinson. No: None. Motion carried.

The Chairman opened three bids that were submitted for the replacement of two motor graders. Murphy Tractor and Ziegler Caterpillar submitted bids to the Engineer's Office, as specified in the bid request, and Scott Van Keppel submitted a bid to the Auditor's Office. The Board elected to open all bids. Bids are as follows:

Company	Cost for New Grader	Trade-in Allowance	5-yr Guaranteed Buy Back	6-yr Guaranteed Buy Back
Murphy Tractor – John Deere	\$217,531	\$110,000	\$136,000	N/A
Ziegler Caterpillar	\$246,380	\$110,000	\$148,500	\$135,000
Scott Van Keppel - Volvo	\$238,700	\$88,000 and \$85,000	\$162,200	\$144,800

Engineer Skinner will review the paperwork and bring a recommendation back to the Board next week.

Margaret Stoldorf was present to discuss her driveway issue with the Board. Engineer Skinner reported that the driveways to her farmland had been completed Wednesday afternoon. Stoldorf reported she was satisfied with the drives.

Emergency Management Coordinator Kevin Norris met with the Board to go over the updated Montgomery County Comprehensive Emergency Management Plan. Motion by Blue, second by Ratcliff to approve Resolution 10-12, Comprehensive Plan, read as follows:

WHEREAS, the Board of Supervisors of Montgomery County, Iowa, pursuant to Iowa Code is vested with the authority of administering the affairs of Montgomery County, Iowa, and

WHEREAS, it has been determined that a County Comprehensive Emergency Management Plan has been developed in order to provide for a coordinated response to a disaster or emergency in Montgomery County.

WHEREAS, the Board of Supervisors of Montgomery County, deems it advisable and in the best interest of Montgomery County to approve said Comprehensive Emergency Management Plan;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Montgomery County, Iowa, the Montgomery County Comprehensive Emergency Management Plan be, and hereby is, approved.

PASSED AND APPROVED THIS 20th DAY OF May, 2010.

Roll call: Yes: Ratcliff, Robinson, Amos, Benskin, Blue. No: None. Motion carried.

Auditor Joni Ernst reported to the Board on the county credit card research. She stated that she is having trouble finding a company that will issue a card to a "county" and not an individual. Companies are requiring that cards are issued with the individual's

name on the card, so she said that it wouldn't be helpful to have cards that other employees couldn't use. She will continue to work on this.

Chairman Amos left the Board Meeting for another appointment at 10:00 a.m.

Motion by Robinson, second by Benskin to approve Resolution 10-10, Setting the Date for the Special Election for the Law Enforcement Center, read as follows:

Resolution setting date for an election on the proposition of entering into a loan agreement and issuing general obligation bonds for Law Enforcement Center

WHEREAS, it is deemed necessary and advisable by the Board of Supervisors (the "Board") of Montgomery County, Iowa (the "County"), that the County enter into a loan agreement and issue its general obligation bonds in a principal amount not exceeding \$5,675,000 for the purpose of constructing, furnishing and equipping a County Law Enforcement Center (hereinafter referred to as the "Project"); and

WHEREAS, pursuant to Sections 331.402 and 331.442 of the Code of Iowa, before the County may enter into a loan agreement and issue its bonds for such purpose, the County must hold a special election upon such proposition and receive a favorable vote from at least 60% of the total votes cast at such special election; and

WHEREAS, before the Board may take action to set a date for an election on such proposition, the Board must give notice of such proposition, including a statement of the amount and purpose of the bonds to be issued, which notice must be published, as provided in Section 331.305 of the Code of Iowa, with the minutes of the meeting at which the Board adopts a resolution setting the date for an election on the question of entering into such loan agreement and issuing such bonds;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Montgomery County, Iowa, as follows:

Section 1. The Board of Supervisors is considering constructing, furnishing and equipping a County Law Enforcement Center, at a total estimated cost not to exceed \$6,000,000. The City of Red Oak will use space in the facility, and the City will pay approximately \$425,000 of the total estimated cost.

Section 2. A special county election is hereby called and ordered to be held in and for the County, on Tuesday, the 3d day of August, 2010, at which there will be submitted to the voters of the County the following proposition:

Shall the County of Montgomery, State of Iowa, enter into a loan agreement and issue its general obligation bonds in an amount not exceeding the amount of \$5,675,000 for the purpose of constructing, furnishing and equipping a County Law Enforcement Center?

Section 3. All of the foregoing matters are adopted and resolved by this Board, and the County Auditor is hereby authorized and directed to issue a proclamation and notice of the proposition and of the time and place of the election and to take all other

actions necessary pursuant to state law to conduct the election. In addition, in accordance with Sections 331.305 and 331.442 of the Code of Iowa, the County Auditor is hereby authorized and directed to publish the minutes of the Board meeting at which this Resolution is adopted, including the full text of this Resolution.

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed, to the extent of such conflict.

Section 5. This resolution shall be in force and effect immediately upon its passage by the Board.

Passed and approved May 20, 2010.

Roll call: Yes: Robinson, Benskin, Blue, Ratcliff. No: None. Motion carried.

Motion by Ratcliff, second by Benskin to approve the Kmart Class C Beer permit with carryout wine and Sunday sales privileges. Roll call: Yes: Benskin, Blue, Ratcliff, Robinson. No: None. Motion carried.

Motion by Benskin, second by Ratcliff to set the Primary Election Canvass for Tuesday, June 15th at 9:00 a.m. Roll call: Yes: Benskin, Blue, Ratcliff, Robinson. No: None. Motion carried.

Ernst discussed the increase in worker's compensation claims in the past year. She stated that the annual premiums were increasing from \$65,000 to \$87,000 a year. She asked that a Board representative be available for the IMWCA Loss Control visit next Wednesday. Robinson agreed to be present.

Motion by Benskin, second by Ratcliff to approve the longevity increases for Secondary Roads workers Kenneth Douthit, \$17.85 to \$17.89 per hour, and James Helm, \$18.24 to \$18.28 per hour. Roll call: Yes: Blue, Ratcliff, Robinson, Benskin. No: None. Motion carried.

Motion to approve payroll payable on May 21, 2010 in the gross amount of \$112,374,.37, net amount of \$78,361.50 by Robinson, second by Benskin. Roll call: Yes: Ratcliff, Robinson, Benskin, Blue. No: None. Motion carried.

Agenda items discussed for next regular board meeting are claims and approval of motor grader bid.

Motion by Benskin, second by Ratcliff to adjourn. All in favor. Meeting adjourned at 10:35 a.m.

BRYANT AMOS, CHAIRMAN

ATTEST: JONI K ERNST, AUDITOR