

REGULAR SESSION

JULY 12, 2010

The Union County Board of Supervisors met in regular session on Monday, July 12, 2010. The meeting was called to order at 9:00 p.m. with the following members present: Ron Riley, Tom McCann, Bob Brown, Bob Jansen, and Mike King.

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

PETITION: Lois Monday and Karon Finn submitted a petition containing approximately 690 signatures to the Board of Supervisors. The petition requests that the question to reduce the Board of Supervisors from five (5) to three (3) be added to the November 2, 2010 General ballot.

PUBLIC HEARING: The public hearing opened at 10:00 AM for the Un-Named Roads in Jones Township. No comments were received in the Auditors Office or given to the Board of Supervisors. Public Hearing closed at 10:07 AM.

JONES TOWNSHIP ROADS RESOLUTION #1 Fiscal Year 10/11: Now on this 12th day of July, 2010 the matter of unnamed streets in Jones Township comes before the Union County Board of Supervisors. WHEREAS, The following existing unnamed streets are to be officially named for the purpose of E911 identification. The streets are found in Section 22 and Section 23 of Jones Township. WHEREAS, it is desired to name the streets as follows: 1. Yellow Rose Ave, intersects with US Hwy 34 and extends south approximately 203 feet along the section lines of Sections 23 and 24 of Jones Township. 2. 190th Street, intersects the proposed addition to Yellow Rose Avenue, and extends 1268 feet into Section 23 of Jones Township and 609 feet into Section 24 of Jones Township. BE AND IT IS HEREBY RESOLVED. The change is effective this 12th day of July 2010. Motion by Brown and seconded by Riley to approve Jones Township Roads RESOLUTION #1 for fiscal year 2010-2011. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried.

ENGINEER: Steve Akes, County Engineer, presented and discussed 2 weeks worth of maintenance and activity reports and spray maps. **Utility Permit:** Motion by Riley and seconded by Jansen to approve the Coon Valley Cooperative Telephone Association's utility permit to bury fiber optic communications cable in the public right of way of County highway H-24 (150th Street). Cable buried at a minimum depth of 36 inches located approximately 4 feet from the edge of the roadway. All voting aye, motion carried. **Farm to Market Funds:** Motion by Brown and seconded Jansen to transfer \$579.71 from Farm to Market Funds to reimburse IDOT for material testing costs. All voting aye, motion carried. **Award Contract RESOLUTION #2 Fiscal Year 2010-2011:** Motion by McCann and seconded by Riley to award Cunningham-Reis Company from Van Meter, IA project number L-510-73-88 (Bridge replacement on Quail Avenue for \$263,141.25 – (Engineers estimated cost was \$310,000.00.) Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried. **Local LED Project Agreement Amendment #1:** Motion by Brown and seconded by McCann for that chair to sign the amended agreement to add time which is necessary to complete the project. The completion date will by August 20, 2010. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried. **Award EWP Project Agreement:** Motion by Jansen and seconded by brown to award Tek Builders, Inc from Mount Ayr Iowa project L-IA8331-73-88 Streambank Stabilization for \$185,782.10. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried. **Reimbursement of Funds:** Motion by Riley and seconded by Jansen to apply for the reimbursement of funds from the NRCS for the first 2 EMP Projects. All voting aye, motion carried. **East Union Community Schools Speed Limit:** Motion by Brown and seconded by McCann to reduce the speed limit on High School Drive in front of the East Union Intermediate Center, Middle School, and High School from it's current 35 mph to 25 mph. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried. **Bid Letting for New Dump Truck:** Motion by Jansen and seconded by Riley for Akes to have a bid letting for a new dump trunk with a plow and that will pull a pub. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried. **Set Public Hearing for Ryan's**

Road Addition Bid Letting: Motion by Riley and seconded by McCann to set the public hearing for Ryan's Road Addition bid letting for July 26th at 10:00 AM. In the Union County Courthouse. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried.

CLOSED SESSION: Motion by Jansen and seconded by Brown to enter into Closed Session at 11:25 AM per Iowa Code 21.5 (a) / 22.7 Employee Matters. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried. Closed Session ended at 11:45 AM.

STOP LOSS AGREEMENT WITH BARDON: Motion by Jansen and seconded by Riley for the chair to sign the agreement with American National Insurance Company – Bardon for the Stop Loss Agreement. All voting aye, motion carried.

RESOLUTION SETTING PUBLIC HEARING: RESOLUTION # 3 Resolution to fix a date for a public hearing on a Loan Agreement. WHEREAS, the Board of Supervisors of Union County, Iowa (the "County"), proposes to enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$3,980,000 pursuant to the provisions of Section 331.402 of the Code of Iowa for the general county purpose of carrying out projects in the Union County Road and Bridge Improvements Urban Renewal Area consisting of reconstruction of and improvements to county roads and bridges; carrying out a project in the Union County/Creston Urban Renewal Area consisting of paying the costs of County litigation; and acquisition of vehicles for the Sheriff and Emergency Management Agency, and in lieu of calling an election therefore, the County desires to institute proceedings to enter into the Loan Agreement by causing a notice of such proposal to be published, including notice of the right to petition for an election; and NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Union County, Iowa, as follows: Section 1. The Board shall meet on the 2nd day of August, 2010, at the Union County Courthouse, Creston, Iowa, at 10:00 a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Loan Agreement. Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than 10 nor more than 20 days before the date of said meeting, in a legal newspaper of general circulation in the County. The notice shall be in substantially the following form: NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO A LOAN AGREEMENT IN A PRINCIPAL AMOUNT NOT TO EXCEED \$3,980,000 (GENERAL OBLIGATION) The Board of Supervisors of Union County, Iowa, will meet on the 2nd day of August, 2010, at the Union County Courthouse, Creston, Iowa, at 10:00 a.m., for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$3,980,000 for the purpose of paying the cost, to that extent, of carrying out projects in the Union County Road and Bridge Improvements Urban Renewal Area consisting of reconstruction of and improvements to county roads and bridges; carrying out a project in the Union County/Creston Urban Renewal Area consisting of paying the costs of County litigation; and acquisition of vehicles for the Sheriff and Emergency Management Agency. The Loan Agreement is proposed to be entered into pursuant to authority contained in Section 331.402 of the Code of Iowa. The Loan Agreement will constitute a general obligation of the County. The maximum rate of interest which may be paid under the Loan Agreement is 8% per annum. At any time before the date fixed for taking action to enter into the Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the Loan Agreement be submitted to the registered voters of the County. By order of the Board of Supervisors of Union County, Iowa. Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried.

SUSPENDED TAX LIST: Motion by Riley and seconded by Brown to approve the following persons, per the Department of Human Services, who still meet the requirements of continued eligibility for suspended taxes from the current 2008 tax billing, per Iowa Code Section 427.9. All voting aye, motion carried.

CLAIMS AND HANDWRITTEN CLAIMS: Motion by Riley and seconded by Jansen to approve claims 108562-108686 and the hand written claims for: Teen Challenge of Midland for \$750.00, Southern Iowa Council for \$16,250.00, M&M Motors for \$22,349.00, Creston Water Works for \$14,089.00 and \$20,616.00. and the Union County Health Insurance for \$88,236.18, and \$16,610.74.

FISCAL YEAR 10/11 SALARIES: Motion by Jansen and seconded by Brown to approve the following salaries for Fiscal Year 2010-2011. All voting aye, motion carried.

FY 10/11 BOARD APPROVED SALARIES

SUPERVISORS

Robert Brown	23,013.52
Bob Jansen	23,013.52
Mike King (Chair)	23,013.52
Tom McCann	23,013.52
Ron Riley	23,013.52
Chair	1,350.00

AUDITOR

Sandy Hysell	42,774.75
Theresa Pudenz	32,936.80
Tandy Herr	31,225.57
Britanee Ward (PT)	12.50 hr

TREASURER

Kelly Busch	42,774.75
Jenny Wheeler	34,219.80
Ellen Jensen	32,081.06
Stacey Mohr	33,578.18
Dennis Abel(PT)	11.00 hr
Ellie Miller(PT)	10.00 hr

RECORDER

Pauletta White	42,774.75
Phyllis Burkhalter	34,219.80
Radine Ward(PT)	9.65 hr

BUILDINGS/GROUNDS

Paul Boden	15.69 hr
Gary O'Daniels	10.66 hr

ATTORNEY

Tim Kenyon	72,537.97
Teri Siddens	29,976.67

SHERIFF

Rick Piel	54,741.00
Steven Maitlen	22.28 hr
Brian Bolton	20.57 hr
Dan McNeill	21.78 hr
Chad Woods	20.57 hr
Tracy Chapman	17.46 hr
David Danielson	18.31 hr
Dorie Shiltz	16.54 hr
Josh Christensen	15.76 hr
Whitney Nucaro	15.76 hr
Bradley Dukes	15.76 hr
Curt Olson (PT)	10.00 hr
Lonnie Novy (PT)	10.00 hr
Chris Lane (PT)	10.00 hr
Christie Bristow (PT)	10.00 hr

VETERANS AFFAIRS

CONSERVATION

Doug Jones	42,774.75
Joseph Mayhew	32,081.06
Michael Hilger	29,942.33
Richard Stream(Seasonal)	11.00 hr

BOARD OF HEALTH

Louis Boeckman	17.10 hr
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SECONDARY ROADS

Steve Akes	88,500.00
Larry Latham	57,024.92
Pam McCracken	34,381.10
Larry Murdock	18.10 hr
Jim Smith	18.43 hr
Mitchell Morris	18.02 hr
Michael Rollings	18.02 hr
Gary Blazek	19.52 hr
Roger Tucker	18.36 hr
Gary McNichols	18.02 hr
Robert Marquart	18.36 hr
David Miller	18.02 hr
Donald Miller	18.02 hr
Robert Hepp	18.02 hr
Orval Auten	18.02 hr
Dennis M Seddon	18.02 hr
Dan Grosebeck	18.02 hr
Doug Proffitt	18.02 hr
Kevin McVay	18.02 hr
Jeff Eslinger	18.02 hr
Scott Schultz	18.43 hr
Jason Hayes	18.02 hr
Shawn Allen	18.02 hr
Luke White	18.02 hr
Al Hysell	14.42 hr
Clint Vicker	14.42 hr
David Erickson(Seasonal)	9.75 hr
Michael Overton(Seasonal)	9.75 hr
Rick Ramaeker(Seasonal)	9.75 hr
Jared Johnson(Seasonal)	13.26 hr

ASSESSOR

Steven Haner Sr	45,800.00
Vicki Smith	36,640.00
Joni Cook	29,700.00

EMERGENCY MGMT

JoAnne Duckworth	35,000.00
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SANITARY LANDFILL

Amy Schultes	15.75 hr
Richard Baker(PT)	11.67 hr
Michael Landers(PT)	15.00 hr
Elizabeth Edwards(PT)	9.00 hr
Geraldine Ray (PT)	9.00 hr

Joel Sutton (PT)

11.73 hr

Daniel Bruns (PT)

10.00 hr

CROSS ROADS SERVICE AGREEMENT: Motion by Brown and seconded by Riley to approve the Crossroads Service Agreement. All voting aye, motion carried.

CLOSED SESSION: Motion by Riley and seconded by Jansen to enter into Closed Session at 12:10 PM per Iowa Code Section 20.17 (3) Strategy Negotiation Session. . Roll Call Vote: McCann, aye. Brown, aye. Riley, aye. Jansen, aye. King, aye. Motion carried. Closed Session ended at 12:55 PM.

MINUTES: Motion by McCann and seconded by Jansen to approve the minutes from June 30, 2010. All voting aye, motion carried.

ADJOURNMENT: There being no further business the meeting adjourned at 12:58 PM.

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