

REGULAR SESSION

September 17, 2012

The Union County Board of Supervisors met in regular session on Monday, September 17, 2012. The meeting was called to order at 9:00 AM with the following members present: Bob Jansen, Dennis Brown, Bob Brown, Lois Monday and Ron Riley.

AGENDA: Motion by Riley and seconded by Monday to approve the Agenda. All voting aye. Motion carried.

MINUTES: Motion by Monday and seconded by Dennis Brown to approve the Minutes from September 10, 2012. All voting aye. Motion carried.

OPEN FORUM: No one spoke at open forum.

ENGINEER: Steve Akes, County Engineer, presented and discussed the weekly maintenance activity report, discussed the cost estimates for Ivy Ave and 230th Street and updated the Board on the rebuilding of the CAT 140H Motor grader. **Utility Permit Application:** Motion by Dennis Brown and seconded by Jansen to approve the Utility Permit Application for Windstream Communication to place 2200 feet of 12 pair copper telephone wire along 230th street from Ivy to Jaguar in Grant Township, Section 33. All voting aye. Motion carried. **Utility Permit Application:** Motion by Monday and seconded by Riley to approve the utility permit application for Windstream Communication to place 140 feet of 25 pair copper telephone wire along 185th street in Highland Township, Section 17. All voting aye, Motion Carried. **Utility Permit Application:** Motion by Monday and seconded by Dennis Brown to approve the Utility permit application for Southern Iowa Rural Water Association to install a rural water line along 230th Street in Pleasant Township, Section 3. All voting aye. Motion Carried. **Utility Permit Application:** Motion by Dennis Brown and seconded by Riley to approve the utility permit for Southern Iowa Rural Water Association to install a rural water line along Kingfisher Ave from West to East in Highland Township, Starting in Section 10 and ending in Section 11. All voting aye. Motion Carried. **Utility Permit Application:** Motion by Jansen and seconded by Riley to approve the utility permit for Southern Iowa Rural Water Association to install a rural water line along 110th Street starting in Section 3 ending in Section 10 all in New Hope Township. All voting aye. Motion carried. **Utility Permit Application:** Motion by Riley and seconded by Dennis Brown to approve the utility permit for Windstream Communications to place 700 feet of 12 pair copper telephone wire along 240th street in Section 9 of Platte Township. All voting aye. Motion carried. **Grading Agreement:** Motion by Dennis Brown and seconded by Riley to approve the grading agreement with Ken Peppmeier. All Voting aye. Motion Carried.

PUBLIC HEARING: Public Hearing on confinement feeding operation structure was held in the Union County Courtroom. Motion by Monday and seconded by Dennis Brown to open the Public Hearing at 10:00 AM. Roll Call Vote: Monday, Aye; Dennis Brown, aye; Riley, aye; Jansen, aye; Bob Brown, aye. Motion carried. Approximately 33 people attended the public hearing. A number of citizens expressed their concerns on the Master Matrix and construction permits for the Taylor Farms in Highland and Grant Townships. Motion by Jansen and seconded by Monday to close the Public Hearing at 10:50 AM. Roll Call vote: Monday, Aye; Dennis Brown, aye; Riley, aye; Jansen, aye; Bob Brown, aye. Motion carried.

SET PUBLIC HEARING: Motioned by Dennis Brown and seconded by Jansen to set Public Hearing for Budget Amendment for October 1st at 10:00 AM. Roll Call Vote: Monday, Aye; Dennis Brown, aye; Riley, aye; Jansen, aye; Bob Brown, aye. Motion carried.

CLERK'S REPORT: Motion by Riley and seconded by Jansen to accept August Clerk's report. All voting aye. Motion Carried.

Recess for lunch at 11:19 AM
Reconvene at 1:30 PM

COURTHOUSE SECURITY PLAN: Motioned by Monday and seconded by Riley to approve the Courthouse security plan recommended by the Security Committee. Roll Call Vote: Monday, aye; Dennis Brown, aye; Riley, aye; Jansen, aye; Bob Brown, aye. Motion carried.

SET PUBLIC HEARING: Motioned by Jansen and seconded by Monday to approve Resolution #10: NOW on this 17th day of September, 2012, the matter of the disposal of real estate (formerly used for Lincoln Township School purposes) comes to the attention of

the Union County Board of Supervisors. WHEREAS, Union County is the owner of real estate acquired as a result of delinquent taxes which is legally described as follows, to-wit: One(1) square acre located in the Southeast (SE) corner of the East Half (E 1/2) of the Southeast (SE) Quarter of Section Six(6), Township Seventy-three(73) North, Range Thirty (30), West of the 5th P.M., Union County, Iowa, and, WHERAS, Union County no longer desires to own said real estate, and WHEREAS, Union County, by and through the Union County Board of Supervisors, believes that the real estate should be returned to the tax rolls and that said real estate would be best utilized by the owners of adjacent real estate (L & E Acres – Charles A. Ford), and WHEREAS, Union County proposes to convey said real estate to L & E Acres, and WHEREAS, the Union County Board of Supervisors has determined that the conveyance of property to L & E Acres would be in the best interests of the County. BE AND IT IS HEREBY RESOLVED that Union County, by and through the Union County Board of Supervisors, shall hold a public hearing on October 1, 2012 at 10:15 o'clock A.M. in the Boardroom of the Union County Courthouse. Said hearing shall be held for purposes of obtaining input regarding the proposed conveyance of said real estate owned by Union County legally described as follows, to-wit: One(1) square acre located in the Southeast (SE) corner of the East Half (E 1/2) of the Southeast (SE) Quarter of Section Six(6), Township Seventy-three(73) North, Range Thirty (30), West of the 5th P.M., Union County, Iowa, Roll call vote: Monday, Aye; Dennis Brown, aye; Riley, aye; Jansen, aye; Bob Brown, aye. Motion carried.

REVIEW OF DHS LEASING AGREEMENT: Tim Kenyon, County Attorney, reviewed the DHS Lease Agreement with the Board.

CLOSED SESSION: Motioned by Dennis Brown and seconded by Riley to go into Closed Session per Iowa Code Section 21.5(1)(c) possible litigation regarding County Roads. Roll Call Vote: Monday, Aye; Dennis Brown, aye; Riley, aye; Jansen, aye; Bob Brown, aye. Motion carried. Closed Session ended at 3:41 PM.

ADJOURNMENT: There being no further business, the meeting was adjourned at 3:43 PM.

ATTEST: _____ BY: _____
SANDY HYSELL, COUNTY AUDITOR ROBERT G BROWN, CHAIRMAN, BOARD OF SUPERVISORS