

Board of Supervisors  
 Calhoun County Courthouse  
 Rockwell City, Iowa  
 Tuesday, May 28, 2013

The Board of Supervisors of Calhoun County met with the following members present: Jacobs and Hoag, Sr. Nicholson Absent.

Agenda additions: None

It was moved by Jacobs and seconded by Hoag, Sr. to approve the agenda. Ayes all. Motion carried

The minutes of the last meeting were read. It was moved by Jacobs and seconded by Hoag, Sr. to approve the minutes. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Hoag, Sr. to review the claims (checks 33921 through 34064 and warrants 502566 through 502567) and were allowed as endorsed. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Hoag, Sr. to approve Twin Lakes Grocery & Grill, Rockwell City a liquor license effective June 1, 2013. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Hoag, Sr. to approve the following applications for Fireworks Permits: Mary Harvey, Twin Lakes Events Committee for display on July 4 - Rain date of July 6 and David Iler, MDL Farms, for display July 6. Ayes all. Motion carried.

Bill Jurries discussed with the Board the window completion project for the Courtroom, Sheriff's Office and basement windows. LOSST funds have been budgeted in FY 13/14. Notices will be in the papers.

Ron Haden, Engineer, met with the Board to update them on Secondary Road projects.

It was moved by Jacobs and seconded by Hoag, Sr. to award the bid to Midwest Contractors, Inc. Cedar Falls, Iowa for Project FM-CO13(84)-55-13 for pavement patching on N65 & N57 for the low bid of \$539,943.12. This project is funded with Farm to Market Funds. Ayes all. Motion carried.

Theresa Hildreth, Director of Rockwell City Chamber of Commerce & Development met with the Board concerning the "Freedom Rock". It will be a tribute to men and women honoring veterans. Theresa discussed the location of the rock to be placed on the Courthouse square possibly in Northwest Corner. The rock will be painted by Ray "Bubba" Sorenson. The cost for the painting is \$5000. The painting, the rock and hauling of the rock will be done with donations. Calhoun County is on the list for the rock to be painted next summer. Bill Jurries, Custodial Supervisor, was also present. After further discussion it was moved by Jacobs and seconded by Hoag, Sr. to allow the official "Freedom Rock" to be placed on the Northwest Corner of the courthouse square. Ayes all. Motion carried.

Kerrie Hull, Emergency Management Coordinator, met with the Board concerning budget amendment for Emergency Management Commission. The hearing was published to be held at 10:30 am for the purpose of amending the current EMA budget. The expense was to pay MIDAS for writing a hazard mitigation plan and a reimbursement from the state. Also present was John Hepp, Rockwell City. It was moved by Jacobs and seconded by Hoag, Sr. to approve the amendment as published. Aye all. Motion carried.

The County budget amendment hearing was held at 11:00 am as published. No one objecting was present. Kathy Bennett, County Recorder, Joan Wagner, County Assessor, Jane Condon, Public Health Administrator, Kerrie Hull, E-9-1-1 Coordinator, were present. It was moved by Jacobs and seconded by Hoag, Sr. to approve the budget amendment as published.

	Total Budget As Certified Or Last Amended	Proposed Current Amendment	Total Budget After Current Amendment
REVENUES & OTHER FINANCING SOURCES			
Intergovernmental	4,996,743	8,000	5,004,743
Operating Transfers In	1,291,366	66,000	1,357,366
Total Revenues & Other Sources	13,712,599	74,000	13,786,599
EXPENDITURES & OTHER FINANCING USES			
Public Safety & Legal Services	2,064,357	14,490	2,078,847
Physical Health & Social Services	2,233,902	40,000	2,273,902
County Environment & Education	774,479	220	774,699
Government Services to Residents	568,461	3,000	571,461
Administration	1,161,662	32,920	1,194,582
Capital Projects	914,000	12,000	926,000

Operating Transfers Out	1,291,366	66,000	1,357,366
Total Expenditures & Other Uses	14,623,888	168,630	14,792,518
Total Ending Fund Balance June 30, 2013	6,069,674	(94,630)	5,975,044
Ayes all. Motion carried.			

CALHOUN COUNTY 2013 URBAN RENEWAL AREA DESIGNATION AND PLAN HEARING

The Board of Supervisors of Calhoun County, Iowa, met on May 28, 2013 at 11:30 o'clock a.m., at the Board Room, Courthouse, in Rockwell City, Iowa, for the purpose of conducting a public hearing on the designation of an urban renewal area and on a proposed urban renewal plan and project. The Chairperson presided and the roll being called the following Supervisors were present and absent: Present: Dean G. Hoag, Sr. and Scott Jacobs. Absent: Gary Nicholson.

The Board investigated and found that notice of the intention of the Board to conduct a public hearing on the designation of the Calhoun County 2013 Urban Renewal Area and on an urban renewal plan and project for the Area had been published according to law and as directed by the Board and that this is the time and place at which the Board shall receive oral or written objections from any resident or property owner of the County. All written objections, statements, and evidence heretofore filed were reported to the Board, and all oral objections, statements, and all other exhibits presented were considered.

No objections written or orally were received.

The following persons were present:

Joan Wagner, County Assessor  
 John Hepp, Calhoun County Economic Development  
 Bruce Nuzum, Iowa Area Development Group  
 Mike Moran, Calhoun County REC  
 Jim Vermeer, Corn Belt Power  
 Roxanne Carish, Calhoun County REC  
 Pam Anderson, Director, Calhoun County Economic Development

All those present spoke in favor of the proposed urban renewal plan and project.

There being no further objections, comments, or evidence offered, the Chairperson announced the hearing closed.

Supervisor Scott Jacobs moved the adoption of a resolution entitled "A resolution to declare necessity and establish an urban renewal area, pursuant to Section 403.4 of the Code of Iowa and approve urban renewal plan and project for the Calhoun County 2013 Urban Renewal Area", seconded by Supervisor Dean G. Hoag, Sr. After due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted:

Ayes: Scott Jacobs and Dean G. Hoag, Sr.  
 Nays: None.

Whereupon, the Chairperson declared the resolution duly adopted and signed approval thereto.

**RESOLUTION NO. 2013-13**

A resolution to declare necessity and establish an urban renewal area, pursuant to Section 403.4 of the Code of Iowa and approve urban renewal plan and project for the Calhoun County 2013 Urban Renewal Area

WHEREAS, as a preliminary step to exercising the authority conferred upon Iowa counties by Chapter 403 of the Code of Iowa, the "Urban Renewal Law", a county must adopt a resolution finding that one or more slums, blighted or economic development areas exist in the county and that the development of such area or areas is necessary in the interest of the public health, safety or welfare of the residents of the county; and

WHEREAS, it has been recommended to the Board of Supervisors of Calhoun County, Iowa (the "County") that the Calhoun County 2013 Urban Renewal Area (the "Urban Renewal Area") be established on the real property (the "Property") described on Exhibit A to this Resolution; and

WHEREAS, a proposal has been made which establishes the need to designate the Property as being appropriate for commercial and industrial development; and

WHEREAS, the proposal demonstrates that sufficient need exists to warrant finding the Property to be an economic development area; and

WHEREAS, notice of a public hearing by the Board of Supervisors on (1) the question of establishing the Urban Renewal Area, (2) a proposed urban renewal plan (the "Plan") for the Urban Renewal Area, and (3) a proposed urban renewal project for the Urban Renewal Area consisting of using tax increment financing in support of the development of a commercial

enterprise at the intersection of Highway 4 and Highway 20 in the County (the "Project"), was heretofore given in strict compliance with the provisions of Chapter 403 of the Code of Iowa, and the Board has conducted said hearing on May 28, 2013; and

WHEREAS, the proposed Plan and Project were submitted to and approved by the Planning and Zoning Commission of the County; and

WHEREAS, copies of the Plan, notice of public hearing and notice of a consultation meeting with respect to the Plan were mailed to Rockwell City-Lytton Community School District; the consultation meeting was held; and responses to any comments or recommendations received following the consultation meeting were made as required by law; and

WHEREAS, the Property is "agricultural land" as defined in Section 403.17 of the Code of Iowa. The County has presented an agreement (the "Consent Agreement") to the owner (the "Owner") of the Property in order for such Owner to provide consent to the inclusion of the Property in the Urban Renewal Area in satisfaction of Section 403.17 of the Code of Iowa, and the Owner has executed the Consent Agreement;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Calhoun County, Iowa, as follows:

Section 1. An economic development area as defined in Chapter 403 of the Code of Iowa is found to exist on the Property.

Section 2. The Property is hereby declared to be an urban renewal area, in conformance with the requirements of Chapter 403 of the Code of Iowa, and is hereby designated the Calhoun County 2013 Urban Renewal Area.

Section 3. The development of the Property is necessary in the interest of the public health, safety or welfare of the residents of Calhoun County, Iowa.

Section 4. It is hereby determined by this Board of Supervisors as follows: The proposed Plan conforms to the general plan of the County as a whole; Proposed development in the Urban Renewal Area, including the Project, is necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.

Section 5. The Plan for the Calhoun County 2013 Urban Renewal Area is made a part hereof and is hereby in all respects approved in the form presented to this Board, and the proposed project for such area based upon such plan is hereby in all respects approved.

Section 6. All resolutions or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

**EXHIBIT A**  
**Legal Description**

**Calhoun County 2013 Urban Renewal Area**

- (1) All of the right-of-way of Highway 4 from, and including, its intersection with Highway 20 to and including its intersection with 250<sup>th</sup> Street; and
- (2) **DESCRIPTION: PARCEL A OF THE SE ¼ NE 1/4**

**A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE ¼ NE ¼) OF SECTION 10, TOWNSHIP 88 NORTH, RANGE 33 WEST OF THE 5<sup>TH</sup> P.M., CALHOUN COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southeast (SE) Corner of the Northeast Quarter (NE ¼) of said Section 10; Thence on a previously recorded bearing of North 00° 49' 37" East, along the East line of said Northeast Quarter (NE ¼), 1130.15 feet to the Point of Beginning. Thence North 88° 57' 52" West, 47.30 feet to the West right-of-way line of Iowa Highway No. 4; Thence South 01° 02' 07" West, along said West right-of-way line, 334.65 feet; Thence continuing along said West right-of-way line, South 21° 58' 11" West, 98.36 feet; Thence continuing along said West right-of-way line, South 00° 52' 25" East, 98.48 feet; Thence continuing along said West right-of-way line, South 37° 35' 25" West, 108.61 feet to the North right-of-way line of U.S. Highway No. 20; Thence South 85° 00' 39" West, along said North right-of-way line, 428.63 feet; Thence continuing along said North right-of-way line, South 78° 34' 56" West, 227.54 feet; Thence North 01° 02' 07" East, 826.24 feet; Thence South 88° 57' 53" East, 791.86 feet to the East line of aforesaid Northeast Quarter (NE ¼); Thence South 00° 49' 37" West, along said East line, 120.00 feet to the Point of Beginning.

Hereafter known as Parcel A of the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section 10, Township 88 North, Range 33 West of the 5<sup>th</sup> P.M., Calhoun County, Iowa. Parcel contains 12.99 Acres and is subject to all easements of record.

Passed and approved this 28<sup>th</sup> day of May, 2013.

The Calhoun County Planning & Zoning Commission met on May 16, 2013 to review the proposed Urban Renewal Plan for development of the intersection of Highway 20 and Highway 4. After a period of discussion the Board decided the plan was consistent with the County's general development plan for that area. A motion was made by Rick Peters and seconded by Don O'Tool (members of Planning & Zoning Commission) to approve the plan and move it on to the Supervisors for their approval. All ayes for the Commission. Motion carried.

Keith Roos, Conservation Director, met with the Board concerning the transfer of DNR land to the County. It was moved by Jacobs and seconded by Hoag, Sr. to approve the following Resolution.

**Resolution No. 2013-14**

**RESOLUTION REQUESTING TRANSFER BY CONVEYANCE**

THE UNDERSIGNED, Calhoun County Board of Supervisors and Calhoun County Conservation Commission do hereby request by Resolution, without monetary consideration and pursuant to Iowa Code § 461A.32, conveyance of real estate to Calhoun County

WHEREAS, Calhoun County, through the Calhoun County Conservation Commission, now manages Featherstone Park including camping, fishing, and hiking on Muddy Bay/Gutz Prairie Areas which is land owned by the State of Iowa, and

WHEREAS, Calhoun County has made improvements to camping & recreation grounds at Featherstone Park, and Muddy Bay/Gutz Prairie Areas.

WHEREAS, Calhoun County wishes to own Muddy Bay/Gutz Prairie Areas, and manage the same including assuming all risks and responsibilities inherent in the ownership of said land, and

WHEREAS, Featherstone Park and Muddy Bay/Gutz Prairie Area are a great benefit to Calhoun County, its Conservation Commission, and the people of Calhoun County.

THEREFORE, it is hereby resolved as follows:

BE IT HEREBY RESOLVED, by both the Calhoun County Conservation Commission and the Calhoun County Board of Supervisors that Calhoun County, Iowa, request title by conveyance from the State of Iowa, Department of Natural Resources, and Iowa Natural Resource Commission, of the Muddy Bay/Gutz Prairie Areas to the Calhoun County Conservation Commission.

Ayes all. Motion carried.

It was moved by Jacobs and seconded by Hoag, Sr. to adjourn until Tuesday, June 4, 2013 at 9:00 am for their regular Board meeting. Ayes all. Motion carried.

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Judy Howrey, Auditor

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Dean G. Hoag, Sr., Vice Chairman

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Scott Jacobs

ACCESS SYSTEMS	REPAIR LJ9050DN AUDITOR OFFICE	308.00
AGILITY RECOVERY-USA	READYSUITE	228.59
AIRGAS NORTH CENTRAL INC	WLD SPLY/RC	75.20
ANDERSON CONSTRUCTION	FENCE REMOVAL	660.00
ARAMARK UNIFORM & CAREER APPAR	MAINT	80.68
A-TEC RECYCLING INC	LIGHT BULBS/BALLASTS DISPOSAL	277.24
BERRYHILL CENTER FOR MENTAL	APR 2013 PSYCHOTHERAPEUTIC	2,212.45
BOMGAARS SUPPLY INC	CR SHOP SPLY/RC	163.95
BOMGAARS SUPPLY INC	SUPPLIES	139.63
BOUND TREE MEDICAL LLC	MED SUPPLIES	531.85
BUENA VISTA STATIONERY	CORRECTION TAPE	11.49
BUSINESS FORMS & SYSTEMS	TAX STATEMENTS/ENVELOPES	597.80
CALHOUN CO SHERIFF	SHERIFF FEES	96.90
CALHOUN COUNTY AUDITOR	DD #292-21 TRNSFR TO FUND 0499	4,531.82
CALHOUN COUNTY JOURNAL-HERALD	OFFICIAL PUBLICATION	45.00
CARDMEMBER SERVICE	PROGRAM SUPPLIES	923.87
CARROLL COUNTY SHERIFF	APR 2013 COMMITMENT TRNSPRT	597.08
CENTEC CAST METAL PRODUCTS	50 GRAVE MARKERS	1,425.73
CHEROKEE COUNTY AUDITOR	ME EXAMINER FEE	1,586.50
CITY OF ROCKWELL CITY	UTILITY DUE 5/10/2013	138.70
COLLINS, CAROL	APR 2013 MLG	402.00
COMMUNITY AND FAMILY RESOURCE	JAN-MAR 2013 PREVENTION GRANT	4,210.66
CONDON, JANE E	APR 2013 MLG	255.00
COVENANT PSYCHIATRIC	APR 2013 PSYCHOTHERAPEUTIC	105.00
CRESCENT ELECTRIC SUPPLY CO	LIGHT BULBS	289.18
DAVIS - SPECIAL, WM.	FUELS	39.01
DISCOVER BUSINESS CARD	VOLUNTEER DINNER	586.19
EMP	MED SUPPLIES	100.78
ERKENBRACK, LORI	ISCTA MAY CONFERENCE EXP	434.44
FAMILY RESOURCE CENTER	APR 2013 SUPPORT SERVICES	591.00

FARNHAMVILLE PUBLIC LIBRARY	4TH QRTR	3,395.01
FELD EQUIP CO INC, ED M	PROGRAM SUPPLIES	168.50
GIMER, DEB	APR 2013 MLG	674.00
GINTHER, JULIE	APR 2013 MLG	56.00
HADEN, RON	MILEAGE/MEALS/PRKNG NACE 2013	371.00
HALEY EQUIPMENT INC	LAWN MOWER	5,074.00
HAMMEN, SUE	APRIL 2013 MLG	433.65
HILDRETH, BECKY	APR 2013 MLG	467.00
HINOTE, JANA	APR 2013 MLG	702.00
HONEYWELL HOMMED	MED SUPPLIES	211.00
HOTSY EQUIPMENT COMPANY	PARTS/STK	2.36
HULL, KERRIE	APR 2013 MLG	690.50
IA ALLIANCE IN HOME CARE	REGISTRATION	20.00
INDEPENDENT STATIONERS	OFFICE SUPPLIES	41.25
INVENTORY TRADING CO	UNIFORMS	410.00
IOWA COMMUNITY SERVICES ASSN	GA RETREAT JUL 2013 REG	30.00
IOWA COUNTY RECORDERS' ASSOC.	YEARLY MAINT	3,159.02
ISAC	REGISTRATION	150.00
JJ HANDS LIBRARY	4TH QRTR	3,487.24
JUBILEE FOODS	BOH MTG	44.64
JUILFS, SUSAN	BOH MLG 051513	52.00
KOSSUTH COUNTY SHERIFF	SERVICING FEE	28.56
LAKE CITY PUBLIC LIBRARY	4TH QRTR	6,782.20
LYTTON PUBLIC LIBRARY	4TH QRTR	1,585.39
MALLARD VIEW INC	APR 2013 COMM BASED RCF	3,791.70
MANSON PUBLIC LIBRARY	4TH QRTR	6,789.43
MARTIN FLAG CO	3 US FLAGS	253.81
MATHESON TRI-GAS INC	MED SUPPLIES	449.23
MAYER, LEISA	MEALS	142.64
MEDIACOM	PHN/INTERNET SERV	182.40
METZGER, KELLY	APR 2013 MLG	261.00
MID AMERICA PUBLISHING CORP	OFFICIAL PUBLICATION	16.93
MIDAMERICAN ENERGY	MONTHLY SERVICE	4,042.13
MIDWEST RADAR & EQUIPMENT	INVESTIGATIONS	200.00
MOHR, TAMI L	APR 2013 MLG	278.00
MUSSELMAN, WILLIAM	OUTSIDE RPR/353	42.80
NAPA ROCKWELL CITY	PARTS/STK	531.83
NATIONAL ENVIRONMENTAL HEALTH	REGISTRATION	160.00
NEW OPPORTUNITIES INC	APR 2013 FAMILY DEV CNTR	857.28
NORTHERN IOWA CONSTRUCTION PRO	SIGN MATERIALS/ENG	1,207.00
OFFICE ELEMENTS	COPIER MAINT CONT 8928	914.47
O'KEEFE ELEVATOR CO	ELEVATOR MAINT	315.19
PETERSON, DENNY	MAY 16'13 TRNSPRT	21.30
PETHEALTH SERVICES	ANIMAL CONTROL	248.75
PEYTON, CHARLES	APR 2013 MLG	98.00
PLAINS AREA MENTAL HEALTH INC	APR/MAY 2013 PSYCHOTHERAPEUTIC	490.00
POLK CO TREASURER	SERVICE FEE	150.00
POMEROY PUBLIC LIBRARY	4TH QRTR	4,221.47
PRESLEY, DON	REIMB EYE EXAM/PRESLEY	50.00
RASTETTER AUTOMOTIVE	MOWER MAINT	64.95
RASTETTER PLUMBING & HEATING	LAV FAUCET RPR	40.00
RILEY, BARB	PROGRAM SUPPLIES	159.52
ROCKWELL CITY POSTMASTER	POSTAGE	368.00
ROCKWELL CITY PUBLIC LIBRARY	4TH QRTR	7,114.95
SCHMIT, JOLEEN	APR 2013 MLG	92.00
SCHOSSOW, SHELLY	APR 2013 MLG/MEAL	387.49
SCHULTE & GRAVEN LAW FIRM, PC	APR/MAY 2013 ATTNY FEES COMMIT	122.00
SEARS COMMERCIAL ONE	HAND TOOLS/LC SHOP	199.88
SEAVERT, NANCY	APR 2013 MLG	244.00
SECURE SHRED SOLUTIONS LLC	MISC MAINT	129.50
SLEUTH SOFTWARE	OFF EQUIP MAINT/RPR	2,945.24
SOMERS PUBLIC LIBRARY	4TH QRTR	2,792.81
STAR ENERGY LLC	FUEL	1,014.60
STEWART MEMORIAL COMM HOSP	MED SUPPLIES	1,428.26
SUKOVATY, LINDA	APR 2013 MLG	301.50
SW ISAA	SCHOOLS/MTGS	175.00
SWANK, SADIE	CONTRACT LABOR	25.00
TEAGUE, SHELLY	APR 2013 MLG	213.50
THE NEW SIOUX CITY IRON CO	PARTS/STK	111.00
TRINITY REGIONAL MEDICAL CENTER	CPR CLASS	108.00
TWIN LAKES UTILITIES	UTILITIES	421.35
U S CELLULAR	MONTHLY SERVICE	580.33
UKENA, B . J.	BOH MTG 051613	7.00
VETERANS INFORMATION SERVICE	MANUAL 2013/SUPPLEMENTS	50.00

WAGNER, JOAN	MLG-CO WORK	42.50
WEBSTER CO COMMUNITY SERVICES	MAR/APR 2013 FRIENDSHIP CNTR	135.00
WEBSTER COUNTY SHERIFF	JAN/MAR 13 COMMITMENT TRNSPRT	260.52
WEISS PLUMBING & HTG.	SUPPLIES	82.39
WELLMARK INC	INSURANCE	115,533.49
WILDWOOD LODGE	APR 2013 DIRCT ADMIN EXP	123.20
WILLIAMS, TAMMY	APR 2013 MLG	62.01
WILLOW HEIGHTS	APR 2013 COMM BASED RCF	1,559.70
WINDSTREAM	MONTHLY SERVICE	390.17
WINKELBAUER, LOUIS	WELL CLOSURE	395.00
WOLLENZIEN, DAVID	DD #198A ATTORNEY FEES NOV-FEB	3,308.30
WRIGHT EXPRESS/FLEET SERVICE	FUELS	318.17
ZEP SALES & SERVICE	EQP SPLY/STK	216.94
	GRAND TOTAL	216,919.69