

Board of Supervisors  
Calhoun County Courthouse  
Rockwell City, Iowa  
Tuesday, April 12, 2016

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

Agenda additions: none

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

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

It was moved by Nicholson and seconded by Jacobs to review the claims (checks #44475 through #44624 and warrant #503241 through #503244) and were allowed as endorsed. Ayes all. Motion carried.

Zac Andersen, Engineer met with the Board to update them on Secondary Road projects.

It was moved by Jacobs and seconded by Nicholson to approve the FY 16/17 Iowa Department of Transportation Secondary Road Budget and Five Year Construction Program for Calhoun County. Ayes all. Motion carried.

There was discussion concerning Paul Greufe & Associates, Human Resources. Also present were: Jane Condon, Public Health; Michael G. Moeller, Secondary Roads; Shelly Teague, Custodial; Joe Horan, Manson; Rich Shinn, Veterans Affairs; Leisa Mayer, Regional Services Coordinator; Sue Hammen, Health Dept; Kerrie Hull, E-911; Tina Meth-Farrington, County Attorney; and Zac Andersen, Engineer. No final decision was made.

Tina Meth-Farrington, County Attorney, and Kerrie Hull, EMS, met with the Board concerning an ambulance. No final decision was made.

Tina Meth-Farrington, County Attorney and Lori Erkenbrack, County Treasurer, met with the Board concerning changes to the county's investment policy. It was moved by Jacobs and seconded by Nicholson to approve the Revised Calhoun County Investment Policy. Ayes all. Motion carried.

It was moved by Nicholson and seconded by Jacobs to approve the following reports: February and March Reports of Donna Geery, Clerk of Court; Quarterly report of Rich Shinn, Veterans Affairs; and Quarterly report of Judy Howrey, County Auditor. Ayes all. Motion carried.

It was moved by Nicholson and seconded by Jacobs to approve payroll change for Shelly Teague, Custodial from \$15.25 per hour to Assistant Custodial at \$16.00 per hour due to re-evaluation of job duties retroactive to April 4, 2016. Ayes all. Motion carried.

There was discussion concerning an Agreement between Client and Engineer for Professional Services with Calhoun County and ISG Field Services. No final decision was made.

At 12:08 P.M. it was moved by Jacobs and seconded by Nicholson to go into closed session per Chapter 21.5(1)(C) Code of Iowa, for Des Moines Waterworks lawsuit. Also present was David Wollenzien, Drainage Attorney. Ayes: Cooper, Nicholson and Jacobs. Nays: None. Motion carried.

At 12:45 P.M., it was moved by Jacobs and seconded by Nicholson to come out of closed session. Ayes: Cooper, Nicholson and Jacobs. Nays: None. Motion carried.

A letter was received on April 10, 2016 from the IA Freedom of Information Council concerning the Des Moines Water Works lawsuit requesting information which is hereto attached:

- 1) A copy of any 28E agreement that any of your three counties entered into relating to the joint defense of the Des Moines Water Works litigation.
- 2) A copy of any joint representation or joint defense agreement entered into by any of your counties (or by any representative, attorney or agent for any of your counties) relating to the Des Moines Water Works litigation.
- 3) All documents relating to the appointment or engagement of outside or special defense counsel relating to the Des Moines Water Works litigation, including, by way of example, letters of appointment or engagement, retainer agreements, fee splitting or fee sharing agreements, authorizations to allow third parties to review or pay attorney fees or law firm invoices, or other documents sent by or received from counsel or authorized payers by which any of the three counties retained the services of Crowell & Moring in Washington, D.C., or any lawyer in that firm, to represent the counties in this litigation. In addition, please provide any agreements, resolutions, memoranda or other documents that provide details about the financial terms each county agreed to with regard to Crowell & Moring and the arrangements for billings by, and payments to, that law firm and any designations that would allow third parties to receive, review or pay bills and invoices directly or indirectly.
- 4) Copies of all billing statements and invoices Crowell & Moring has submitted to date – either to the individual counties, to Sac County Auditor Dowling as the manager of the counties' joint litigation fund, or to any non-government entity or entities that have agreed to pay the counties' past and current legal expenses for Crowell & Moring's work. (We recognize that privileged legal

advice or attorney work product, if any, may be redacted from portions of the line entries on the invoices.)

5) Copies of all checks issued by any non-governmental entity to pay the legal expenses the three counties have incurred in defending the Des Moines Water Works litigation. Such checks would include those made payable to any of the law firms representing the counties; to the joint litigation fund managed by Sac County Auditor Dowling; or to Buena Vista, Calhoun or Sac counties individually.

6) Copies of payments solicited by the Agribusiness Association of Iowa or its Agricultural Legal Defense Fund on behalf of the three counties' legal defense costs and paid either to the Association, to its Agricultural Legal Defense Fund, or paid directly to one or more of the law firms representing the counties.

It was moved by Jacobs and seconded by Nicholson stating that the Calhoun County Board of Supervisors directs David Wollenzien, Crowell & Morning, and Belin McCormick, attorneys, to provide all information requested and available to the IA Freedom of Information council prior to April 22, 2016. This is our second request for information to be released and we direct that our attorneys act accordingly. The Board of Supervisors further directs Agribusiness Association of Iowa or the Agricultural Legal Defense Fund to provide all the information requested in paragraph (6) of the request. Ayes all. Motion carried.

It was moved by Jacobs and seconded by Nicholson to adjourn until Tuesday, April 19 at 9:00 A.M. for their next regular Board meeting. Ayes all. Motion carried.

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Mike Cooper, Chairman

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Scott Jacobs, Member

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Gary Nicholson, Vice-Chairman

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Karen Norine, Deputy Auditor

ACCESS SYSTEMS	FAX SERVICE 3-28 - 6-27	176.88
ACCESS SYSTEMS LEASING	OFFICE EQUIP/FURNITURE	1,164.26
AGILITY RECOVERY-USA	READYSUITE APR 2016	685.77
AIRGAS NORTH CENTRAL INC	WLD SPLY/RC	216.61
ALPHA MEDIA LLC	ADVERTISING	825.00
AL'S CORNER OIL COMPANY	185.20 GAL LP/POMEROY	577.51
ANIMAL PROTECTION & EDUCATION	ANIMAL CONTROL	144.00
BENEFITS INC	COBRA NOTICE	50.00
BLEAM, SHELLY	OFFICE SUPPLIES/ENG	13.57
BLUE RIBBON DIST CO.	SUPPLIES	113.50
BOUND TREE MEDICAL LLC	MED SUPPLIES	318.95
CALHOUN CO ELECTRIC	SECURITY LGHT/CO WIDE	195.00
CALHOUN CO IMPLEMENT	GENERATOR MAINT	326.44
CALHOUN CO SHERIFF	SHERIFF FEES	36.70
CALHOUN CO. REMINDER	EQP OPER ADS/ENG	247.75
CALHOUN CO. JOURNAL-HERALD	EQP OPER ADS/ENG	992.76
CALHOUN-BURNS & ASSOC. INC	2015 BRIDGE RATING & INSP	7,992.29
CARDMEMBER SERVICE	EQUIPMENT	1,838.72
CARLSON AUTO BODY	REPAIR	75.74
CARROLL CONTROL SYSTEMS LLC	BOILER REPAIR	9,165.00
CARROLL REFUSE SERVICE	MARCH GRBG SRV/LC & RC	475.00
CENTRAL IA DISTRIB., INC	SUPPLIES	6,744.34
CHANNING BETE CO., INC	PROGRAM SUPPLIES	623.36
CHOICE 1 HEALTHCARE SERVICES	MED SUPPLIES	159.60
CINTAS CORPORATION	SFTY/1ST AID SPLY/RC	360.93
CITY OF LAKE CITY	STRM/SWR/WTR SRV-LC SHED #2	52.70
CITY OF LOHRVILLE	GRBG/SWR/WTR SRV-LOHRVILLE	98.50
CITY OF MANSON	SWR/WTR SRV-MANSON	34.17
CITY OF POMEROY	LNDFL/SWR/WTR SRV-POMEROY	35.02
CITY OF ROCKWELL CITY	LNDFL/SWR/WTR SRV-RC SHED #2	421.78
CLIA LABORATORY PROGRAM	DUES 09012016-08312018	150.00
CONTECH ENGINEERED SOLUTIONS	CMP/STK	42,888.55
CONTINENTAL LIFE INS. CO	REIMBURSEMENT	20.70
COUNSEL	MAT CONT 8928	119.96
DES MOINES STAMP MFG CO	STAMP	50.95
DOBBINS, ANGELA M	MAR 2016 CONTRACT LABOR	153.00
FELD EQUIP CO INC, ED M	FIRE EXT INSPECTION & RECHARGE	1,524.20
FETROW REPORTING, INC	DEPOSITIONS FECR505147	169.10
GENO, MARTY	SAETY LUNCEON EXP	56.15
GOWRIE VETERINARY SERVICE	ANIMAL PROTECTION	404.04

GRAY SANITATION	DUMPSTER/MANSON	36.00
HALEY EQUIPMENT INC	PARTS/322	77.48
HOWREY, MIRANDA	MAR 2016 CONTRACT LABOR	74.31
I.C.C.C.	SCHOOL	15.00
IA DEPT OF TRANSP	SHP SPLY/HND TLS/PRTS/SIGNS/ADMIN	986.72
IDZONE	OFFICE SUPPLIES	176.50
IMAGETEK INC.	2016 FEB-MAR TECH SERVICE	37.50
INDEPENDENT SALT COMPANY	25.975 TON SALT/ICE CONTROL	2,360.25
INTEGRITY FREIGHT & LOGISTICS	DELVRY/23.975 TONS SALT/ICE CNTRL	4,572.00
INTERSTATE BATTERY OF UPPER IA	BATTERY/STK	654.75
INTERSTATE POWER SYSTEMS INC	GENERATOR MAINT	2,283.74
IOWA CO ATTORNEYS ASSN INC	2016-2017 DUES	386.00
IOWA SMALL ENGINE CENTER	SHP SPLY/CHAIN SAWS	143.26
JACOBSON-WESTERGARD, & ASSOC. INC	RECLASSIFICATION EXP	436.50
JIM HAWK TRUCK TRAILERS INC	PARTS/STK	962.26
JOE'S TIRE & AUTO INC	OUTSIDE RPR/353	138.95
JRP TIRE & REPAIR	VEHICLE MAINT	44.50
LEGORE, SARAH	MAR 2016 CONTRACT LABOR	86.25
LEXIS - NEXIS	LAW LIBRARY	108.00
LINN COUNTY PUBLIC HEALTH	PROGRAM SUPPLIES	150.00
LUSTRE-CAL CORPORATION	FIXED ASSET ID TAGS	232.00
MAIL SERVICES	MAILING	368.78
MANGOLD ENV TESTING INC	WATER TESTOMG	35.25
MANSON RED POWER	PARTS/345	1,483.68
MARTIN MARIETTA AGGREGATES	38.37 TONS RDSTN/MOHR HAULED	12,046.22
MARTIN, LEO JOSEPH	MAR 2016 SERVICE	105.00
MATHESON TRI-GAS INC	MED SUPPLIES	282.37
MCCHESENEY AUTO	OUTSIDE RPR/58 & TIRES/12 & 25	1,624.36
MD PRODUCTS & SOLUTIONS INC	PARTS/227 & STK	635.09
MEDIACOM	PHN SRV/712-297-8322 & 5143	1,461.15
METH-FARRINGTON, TINA	MLG/MEALS	248.94
METRO WASTE AUTHORITY	CONTRACT LABOR	1,917.92
MICROFILM IMAGING SYSTEMS, INC	IMAGING	132.48
MID AMERICA PUBLISHING CORP	HELP WANTED ADS/EQP OPER	1,054.60
MIDAMERICAN ENERGY	ELEC/LGHT SRV-JOLLEY	2,479.57
MOELLER, MICHAEL	ENG SPLY/MAPS & LAMINATION	151.61
MOHR SAND, GRAVEL & CONST, LLC	DELIVERY/534.42 TONS RDSTN	3,724.92
MORROWS STANDARD SERVICE	GASOHOL/22	51.15
MUSSELMAN, WILLIAM	SHOP CHAIR/RC	71.68
NAPA AUTO PARTS	CR FILTERS/STK	471.94
NAPA OF RC/HALEY EQP	PARTS/STK	31.06
NORINE, KAREN	SUPPLIES	6.15
NORTH AMERICAN TRUCK & TRAILER	PARTS/351	723.46
NORTHERN SAFETY TECHNOLOGY INC	PARTS/STK	199.51
OFFICE DEPOT	STATIONERY & FORMS	560.99
OFFICE ELEMENTS	SUPPLIES	333.38
O'KEEFE ELEVATOR CO	ELEVATOR MAINT	319.63
PINNACLE PUBLISHING LLC	ADV	130.20
POWERPLAN	CREDIT PARTS/171-5	1,783.54
PRO COOPERATIVE	U87E10/DIESEL #1/DIESEL #2	17,779.87
R & D INDUSTRIES INC	DOMAIN NAME PUBLIC HEALTH	4,826.86
REES TRUCK AND TRAILER, INC	PARTS/218	487.68
ROCKWELL CITY POSTMASTER	POSTAGE	470.00
ROSADO, CHRISTIAN	MAR 2016 CONTRACT LABOR	43.50
ROSADO, LEAH RENEE	CONTRACT LABOR	465.00
S&A FINISHERS	1 WELL CLOSURE	500.00
SAC CITY DRUG	MEDS	62.85
SAC COUNTY SHERIFFS OFF	PRISONER CARE	3,740.00
SECURE SHRED SOLUTIONS LLC	SHREDDING COURTHOUSE	76.00
SIDWELL COMPANY	MAINT/RPR SOFTWARE	450.00
SNAP-ON TOOLS	HAND TOOLS/RC	44.50
SOUTHSIDE GROCERY	WELLNESS LUNCHEON	142.13
STAN HOUSTON EQUIPMENT CO INC	PARTS/STK	1,157.27
STAR ENERGY LLC	DEF BULK	354.42
STEWART MEMORIAL COMM HOSP	SFTY/1 DRUG TEST	264.51
STOREY KENWORTHY/MATT PARROTT	ELECTION SUPPLIES	830.64
STORY COUNTY SHERIFF	SERVICE FEE	20.00
SWANSON HARDWARE (MANSON)	SUPPLIES	103.51
SWANSON HARDWARE (RC)	SHOP SPLY/RC	480.68
TIGGES OVERHEAD DOORS	SHOP RPR/LC	125.00
TRANS-IOWA EQUIPMENT LLC	PARTS/STK	899.27
TYLER TECHNOLOGIES INC	IA VERSION TO TAX CONVERSION	4,718.75
US CELLULAR	DATA SRV/ENG	400.62

UNITY POINT HEALTH TRINTY REG.	SFTY/21 HEARING TESTS	614.75
UNITYPOINT CLINIC, OCC. MED.	SFTY/2 DRUG TESTS	74.00
VERIZON WIRELESS	MONTHLY SERVICE	213.14
WAHL-MCATEE TIRE & SERV	VEHICLE SERVICE	317.72
WEB-CAL COOP TELEPHONE	MONTHLY SERVICE	156.40
WEBSTER CO AUDITOR	3RD QTR PAYMENT	115.23
WEBSTER COUNTY SHERIFF	SERVICE FEE	23.50
WHEELER, MCKAILEY	MAR 2016 CONTRACT LABOR	108.75
WILKINS NAPA PARTS	CR FILTERS/352	3,202.17
WINDSTREAM	PHN SRV/712-297-5217	1,834.23
WOLLENZIEN, DAVID	DD #256 ATTY FEES JAN 2016	11,832.00
WRIGHT EXPRESS/FLEET SERVICE	FUELS	1,446.89
ZIEGLER INC	CR PARTS/323	7,267.78
	GRAND TOTAL	191,744.72







