

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

Order of Board of Supervisors Meeting

John Paul, chairman of the Compensation Board was present to discuss the Compensation Board recommendations. He thanked the elected officials for the jobs they are doing and appreciated the opportunity to visit with each elected official when the Board met on December 29, 2011. Mr. Paul stated it was a unanimous decision to recommend a 3% increase across the Board for all officials. The Board of Supervisors thanked the Compensation Board for a job well done and accepted their recommendation.

The Mills County Board of Supervisors met this 3rd day of January, 2012, at the courthouse in Glenwood with all members present. Auditor Robertson called the meeting to order and asked for a motion to select Chair and Vice Chair.

Motion by Kohn, to nominate Blankenship as Chairman, Crouch seconded.
Motion carried on vote: Ayes: 3: Nays: 0

Chairman Blankenship stepped down to nominate Kohn as Vice Chairman, Crouch seconded.
Motion carried on vote: Ayes: 3: Nays: 0.

Motion by Crouch, seconded by Kohn to approve the agenda for January 3, 2012 as presented and the minutes for the December 28, 2011 Board meeting as corrected.
Motion carried on a vote: Ayes: 3 Nays: 0

Organizational

Motion by Crouch, seconded by Kohn to designate the Malvern Leader and Opinion Tribune as official County papers.
Motion carried on vote: Ayes: 3: Nays: 0.

Motion by Kohn, seconded by Crouch to authorize Mills County Auditor be and is hereby authorized to issue warrants when said Board is not in session for the following named purposed expenses; freight, express, postage, gas, water, lights, telephone, and court reporting. Claims paid when the Board is not in regular session MUST BE SIGNED by two (2) members of B.O.S.
Motion carried on vote: Ayes: 3; Nays: 0.

Motion by Crouch, seconded by Kohn to designate Dr. Robert Fryzek as County Medical Examiner and Dr. Thomas Baer as Deputy County Medical Examiner.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve the following paid holidays:
President's Day Monday, February 20, 2012;
Memorial Day Monday, May 28, 2012
Independence Day, Wednesday July 4, 2012
Labor Day, Monday September 3, 2012
Veterans Day, Monday, November 12, 2012
Thanksgiving, Thursday & Friday November 22nd & 23rd, 2012
Christmas, Monday and Tues December 24th & 25th, 2012
New Years, Tuesday, January 1, 2013
Motion carried on vote: Ayes: 3: Nays: 0.

Motion by Crouch, seconded by Kohn to require all county officials and department heads to obtain prior approval from the Board of Supervisors before purchasing any furniture, fixtures, or equipment when such purchase shall exceed the sum of \$500 or if the purchase exceeds the budgeted line item amount. Motion carried on vote: Ayes: 3: Nays: 0.
Motion by Kohn seconded by Crouch to authorize the Chairman to approve any emergency expense in the event an action cannot wait until the next BOS meeting date.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve the appointment of the following list of Mills County residents who are eligible to serve as members of the Mills County Condemnation Commission:

Real Estate Brokers or Licensed Real Estate Salespeople

Fran Rainey, (Glenwood) Jim Hughes, (Glenwood) Elaine Burwell, (Glenwood)
Patrick Maher, (Imogene) Jeff Martin, (Glenwood)
Mary Ann Sell, (Glenwood) Lynn Christensen, (Hastings)

Owners of City Property

Allan Burdic, (Malvern) Jeff Richards, (Emerson)
Jim Tucker, (Glenwood) Marjean Sargent, (Malvern) Donna Rieken, (Henderson)
Jacque Young, (Glenwood), Krystal Mayberry, (Glenwood), Terry Craig, (Glenwood),
Richard Roenfeld, (Silver City), Jeff Copperstone, (Malvern)
Mary Jane Adams, (Emerson) Gary Perkins, (Malvern) Dick Rupe, (Pacific Junction)

Owner/Operator Ag Property

Ryan Goy, (Glenwood) Lynn Goos, (Silver City) Christopher Dashner, (Pacific Junction)
Wanda Ewalt, (Tabor) Gary Maher, (Imogene) Denise Crawford, (Glenwood)
Deanna Johnson, (Mineola) John Jens, (Glenwood) Lyn Mintle, (Glenwood)
Don Schoening, (Glenwood) Orla Jean Jackson, (Henderson) Randy Greiner, (Malvern)
Leroy Stortenbecker, (Malvern)

Knowledge of property value such as bankers, auctioneers, property managers, property appraisers, and persons responsible for making loans

John Dean, (Pacific Junction) Larry Johnson, (Emerson)
Jay Burdic, (Malvern) Monte West, (Malvern)
Jodi Evans, (Glenwood) Rod Seipold, (Hastings)
Sharon LeMaster, (Glenwood) John Paul, (Henderson) Duane Kahl, (Glenwood)
Lee Dinklage, (Malvern)

Motion carried on vote: Ayes: 3; Nays: 0.

Motion by Kohn, seconded by Crouch to approve the following Supervisor Committee Assignments for 2012 as discussed:

Board of Health Crouch Alt. Kohn
Boost 4 Families Kohn Alt. Crouch
Case Management Blankenship, Crouch, Kohn
Citizens Advisory Board Kohn
Courthouse Security Blankenship, Crouch, Kohn
Economic Development Crouch Alt. Kohn/Blankenship
Emergency Mgmt. Comm. Crouch Alt. Blankenship
ESA Crouch Alt. Blankenship
E-911 Board Crouch Alt. Blankenship
4th Judicial Corrections Crouch Alt. Blankenship
Golden Hills RC&D Kohn Alt. Crouch
Hungry Canyons Blankenship Alt. Crouch
Liaison to Nishna Productions Crouch Alt. Kohn
Loess Hills Alliance Blankenship Alt. Kohn
Loess Hills Authority Blankenship Alt. Kohn
MAPA Board of Directors Kohn Alt. Crouch
MAPA Council of Officials Kohn Alt. Crouch
MAPA Finance Committee Kohn Alt. Crouch
MAPA RFA/Policy Technical Crouch Alt. Kohn
Mills County Conservation Board Blankenship Alt. Crouch
Mills Co. Large Group Coalition Kohn
Mills County Tourism Kohn Alt. Blankenship
Mills Co YMCA Board. Kohn Alt. Crouch
Safety Committee Blankenship, Crouch, Kohn
Southwest IA Coalition/SWICO Blankenship
SWI Detention Blankenship Alt. Kohn
SWIPCO Crouch Alt. Blankenship
Western Iowa Tourism Kohn Alt. Crouch
Veteran Affairs Liaison Crouch Alt. Kohn
West Central Community Action Kohn Alt. Blankenship

Motion carried on vote: Ayes: 3: Nays: 0.

Motion by Crouch, seconded by Kohn to approve 51 cents per mile as the mileage reimbursement to Mills County employees effective January 1, 2012. Motion carried on vote: Ayes: 3: Nays: 0.

Motion by Kohn, seconded by Crouch to set the Mills County Board of Supervisors regularly scheduled meetings for Tuesdays at 8:15 a.m. in the board room at the courthouse, any changes will be posted. Motion carried on vote: Ayes: 3: Nays: 0.

Motion by Crouch, seconded by Kohn to reappoint Jay Burdic and Rita Million to a 3-year term to the Mills County Public Health Board. Motion carried on vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve Resolution 12-01 Treasurer Bank Depository, as presented by Treasurer Rebecca Killpack.

RESOLUTION 12-01

BE IT RESOLVED by the Board of Supervisors of Mills County, Iowa on this 3rd day of January, 2012: that we do hereby designate the following named banks to be depositories for the state, county, and other public revenue funds that the treasurer is responsible for in amounts not to exceed the amount named opposite each said designated depositories and that the Mills County Treasurer is hereby authorized to deposit the state, county and all other public funds in amounts not to exceed in the aggregate that amount named for said bank as follows:

Name of Depository Under	Location	Maximum Deposit This Resolution
Glenwood State Bank	Glenwood, Iowa	18,000,000.00
First National Bank	Glenwood, Iowa	5,000,000.00
Malvern Trust and Savings	Malvern, Iowa	5,000,000.00
Houghton State Bank	Emerson, Iowa	1,000,000.00
First State Bank	Tabor, Iowa	2,000,000.00
Great Western Bank	Glenwood, Iowa	2,000,000.00
Iowa Public Agency		
Investment Trust	Des Moines, Iowa	1,000,000.00

Motion carried on a roll call vote: Ayes: Blankenship, Crouch, Kohn. Nays: None

Motion by Crouch, seconded by Kohn to accept the Mills County Investment Policy as presented by Treasurer Rebecca Killpack. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to re-appoint Jim Ebmeier as the County representative to the City Board of Adjustment. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to appoint Marci McClellan to the Mills County Zoning Board of Adjustment for a 5 year term, beginning January 1, 2012.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry reported that there are no utility permits to report.

Engineer Mayberry reported that Pete Swihart will be retiring this month. Jobs were posted within the Secondary Roads Department and once filled the remaining jobs openings for truck driver positions will be posted by the end of January.

Mills County Treasurer Rebecca Killpack requested to reschedule the Semi-Annual Report until January 24, 2012.

Pete Franks, from Frank's Design was present to give a project update on the courthouse addition and the Design/Engineering Professional Services Agreement.

Franks stated this was a standard contract but the County Attorney has not had an opportunity to review it. Franks will return next week for a Board signature after the contract is reviewed by the County Attorney.

The Board reviewed the jail inspection report that was done on December 29, 2011.

Supervisor Kohn updated the Board on correspondence he received from Diana Konfrst on recycling.

Kohn updated the Board regarding the jail committee that has been established and will begin meeting on January 12, 2012.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, January 10, 2012.

Chair, Joseph Blankenship

Attest: _____
Auditor, Carol Robertson

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 10th day of January, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Kohn seconded by Crouch to approve the January 10, 2012 agenda and the January 3, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.
Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Engineer Mayberry discussed the upcoming retirement party for Secondary Roads employee Pete Swihart on Friday at 2:30 P.M.

The Engineer stated that he would be presenting quotes next week for 2 pickups for County foremen.

Jim Goos has requested to do Veteran's Affairs part-time and give up General Relief duties. He has not received any input from the Veteran's Affairs Board. Supervisor Crouch is the liaison to the Veteran's Board and will contact and discuss this option with them. The Board will take this request into consideration after they get the Veteran Board's input and investigate how to manage the General Relief duties.

Dan Hardcastle requested using the Courthouse yard again on October 22, 2012 for another 10K run. Hardcastle is hoping for twice as many runners as 2011 and to make this an annual event. Motion by Crouch seconded by Kohn to approve the use of the Courthouse yard for the 2012 10K run.

Motion carried on a vote: Ayes: 3 Nays: 0

Lyle Mayberry was present to request \$5000 in funding for the next fiscal year to assist with projects at the Glenwood Lake Park. The Board stated they would like to help with a specific project. Mayberry said refurbishing the shelters was a priority. Motion by Kohn seconded by Crouch to approve \$5,000 for Glenwood Lake Park to refurbish shelters and other projects as needed. Motion carried on a vote: Ayes: 3 Nays: 0

George Weber was present to share concerns pertaining to golf balls being hit onto his property and damage to his farm machinery. He is also concerned with individuals shooting across his or other property in the area which is posted for no hunting or trespassing. He has visited with the Mills County Sheriff and the County Attorney regarding this issue but was told nothing illegal could be determined. The Board suggested he write a letter to neighbors and ask them to contact the Mills County Sheriff if they see these events happening on Weber's property or the area.

Kristine Schoening, Deputy of Real Estate, Engineer Mayberry, Larry Hurst, EMA Director, and levee district representatives Larry Winum, Matt Woods, Del Husz, and Jay Christensen were present to share concerns about the M&P levee certification as required by FEMA. The levee district is unable to fund the costs, estimated to be \$500K to over \$1M, for this certification. Winum offered to contact Iowa's Congressional leaders to seek assistance for funding and cooperation between FEMA and the Corps of Engineers over the issue of recertification.

Supervisor Kohn discussed potential site options that the jail committee will consider. Kohn will attend the Glenwood City Council meeting to inform them that the County may be interested in the purchase of the current police department for a potential jail site.

Mark Headrick gave a presentation of supplemental insurance, currently offered to State employees that he would like to offer employees of Mills County. The Board explained their process of meeting with employees, which cannot be done during working hours.

The Board received the Recorder's December Statement of Fees and the December month end reports.

The Board worked on budgets between 1:00 p.m. and 3:00 p.m.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, January 17, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 17th day of January, 2012, at the Mills County Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the January 17, 2012 agenda and the January 10, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report this week.

Motion by Crouch seconded by Kohn to approve Resolution 12-02 for Reclassification of a segment of 190th Street from a Rural Minor Collector to a Rural Major Collector.

RESOLUTION 12-02

A RESOLUTION OF THE MILLS COUNTY BOARD OF SUPERVISORS RECOMMENDING THE CHANGE IN FUNCTIONAL CLASSIFICATION OF A SEGMENT OF 190TH STREET FROM A RURAL MINOR COLLECTOR TO A RURAL MAJOR COLLECTOR

WHEREAS, functional classification is the process by which streets and highways are grouped into classes according to the character of service they are intended to provide, and

WHEREAS, a County may apply for a change to classification of roads within its system, and

WHEREAS, Mills County proposes to improve 190th Street from gravel to Portland concrete cement (PCC); to facilitate business retention, recruitment, and growth through the creation of shovel ready development sites suitable for industry and commercial businesses; and

WHEREAS, a recent review of the system has revealed the need for a change to the federal classification of a segment of 190th Street due to the planned improvements surrounding the facility and the facility's status as a key linkage west of Interstate 29 connecting the current US Highway 34 to US Highway 34's new alignment,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Mills County, Iowa that the Board of Supervisors hereby endorses and recommends that the federal functional classification of 190th Street from the current US Highway 34 to the intersection of the new US Highway 34 alignment be revised from a Rural Minor Collector to a Rural Major Collector.

Motion carried on a Roll Call vote: Blankenship – Aye, Kohn – Aye, Crouch – Aye.

Concerns were discussed pertaining to Agricultural zoned property being used for borrow sites. The Engineer recommended a revision to the County Zoning Ordinance to restrict borrow sites to a specific CSR rating as all ag land is valued by this rating. The Engineer will investigate and report back to the Board with his findings.

The Engineer received 2 bids for the purchase of two pickups, to replace a 2006 GMC and a 2003 GMC.

Jeff Henry Motors – Plattsmouth

2012 GMC ¾ ton 4x4 Sierra - \$34,220 purchase price minus \$8200 Chevrolet Assistance and \$3000 trade in. Cost with trade: \$23,020. Without trade: \$26,020.

Rhoden Chevrolet in Council Bluffs

2012 GMC ¾ ton 4x4 Sierra - \$32,446 purchase price minus \$8200 Chevrolet Assistance and \$3500 trade in. Cost with trade: \$20,746. Second truck purchase price without trade in - \$24,256.

At the recommendation of the Engineer Motion by Kohn seconded by Crouch to accept the Rhoden Chevrolet bid with the 2006 trade in, but retain the 2003 rather than trade it.

Motion carried on a vote: Ayes: 3 Nays: 0

E911 Director Tom Ling was present to update the Board on the radio project RFP's. There were concerns that one of the bidders did not provide all of the information requested in the bid. After discussion with the County Attorney, Ling recommended this bid be rejected for not complying with the rules set forth in the RFP.

Pete Franks from Frank's Design requested that the Board approve the Design Services Agreement for the Courthouse Stair/Elevator/Communications Center Project.

Motion by Kohn seconded by Crouch to approve the Design Services Agreement with Frank's Design in the amount of \$135,300.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve a contract with Geotechnical Services in the amount of \$2,425 for soil boring and lab testing for the courthouse project.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board of Supervisors had budget work sessions with the following departments:

Clerk of Court, Treasurer, DHS, Recorder, Juvenile Court Services, Communications Center/E911, County Attorney and Boost 4 Families.

Supervisor Kohn reported on a meeting he had with Diana Konfrst regarding recycling.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, January 24, 2012.

Mills County Board of Supervisors

Joseph Blankenship – Chairperson

Attest: _____

Carol Robertson, Auditor

The Mills County Board of Supervisors met this 24th day of January, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Kohn to approve the January 24, 2012 agenda and the January 17, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve accounts payable as presented. Motion carried on a vote: Ayes: 3 Nays: 0

Mark Costello, candidate for 23rd State District was present to introduce himself to the Board of Supervisors.

There were no utility permits to report.

Motion by Crouch seconded by Kohn to authorize chair to sign the final vouchers of the retainage fees for the following projects:

- \$5,321.56 to A.M. Cohron for project BHS-CO65(81)-63-65 on Gaston Avenue
 - \$6120.16 to A.M. Cohron for project BHOS-CO65(83)-5N-65 on 390th Street
 - \$10,617.55 to Murphy Heavy Contracting for project BHS-CO65(85)-63-65 on 310th Street
- Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve Resolution 12-04 – Construction Evaluation.

RESOLUTION #12-04

CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2012 and January 31, 2013 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MILLS COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Kohn seconded by Crouch to accept the Semi-Annual Report from Mills County Treasurer Becky Killpack.

Semi-Annual Report 1
 1/24/12
 Rebecca Killpack Treasurer Mills County Glenwood, IA
 Certification Date January 24, 2012 For the period from July 1, 2011 - December 31, 2011,
 Inclusive Statement of Account By Fund

Fund	Balance July 1, 2011	Revenues	Total To be Accounted For	Disbursements	Fund Balance Dec. 31, 2011	Auditor's Warrants Outstanding
01 General Basic	3,143,171.89	2,262,491.35	5,405,663.24	2,211,949.37	3,193,713.87	48,018.12
02 General Supplemental	1,349,242.85	718,462.83	2,067,705.68	776,154.72	1,291,550.96	60,116.32
03 Rural Services Basic	314,822.95	1,051,675.28	1,366,498.23	680,777.50	685,720.73	4,753.33
05 Secondary Roads	1,359,538.32	2,512,669.04	3,872,207.36	2,794,766.78	1,077,440.58	3,229.73
06 Revenue Sharing	.00	.00	.00	.00	.00	.00
07 Flood & Erosion Control	.00	.00	.00	.00	.00	.00
10 Drivers License Pilot Project	.00	21,315.00	21,315.00	21,650.00	335.00-	.00

Semi-Annual Report
1/24/12

Rebecca Killpack Treasurer Mills County Glenwood, IA
Certification Date January 24, 2012 For the period from July 1, 2011 - December 31, 2011,
Inclusive Statement of Account By Fund

Fund	Balance July 1, 2011	Revenues	Total To be Accounted For	Disbursements	Fund Balance Dec. 31, 2011	Auditor's Warrants Outstanding
11 County Municipal Assistance	.00	.00	.00	.00	.00	.00
12 Capital Projects	.00	.00	.00	.00	.00	.00
13 Debt Service	.00	.00	.00	.00	.00	.00
14 Drainage Control	731,070.60	458,466.56	1,189,537.16	227,792.26	961,744.90	15,545.28
16 Joint Disaster Service	59,187.92	82,036.55	141,224.47	131,196.58	10,027.89	5,074.70
18 Property Tax Agency	377,050.64	271,962.64	649,013.28	345,087.74	303,925.54	11,000.00
20 Township Control	2,845.18	157,415.15	160,260.33	154,069.12	6,191.21	.00
21 Corporation Control	68,771.84	1,531,529.38	1,600,301.22	1,523,331.01	76,970.21	.00
22 School Control	177,507.21	6,507,309.33	6,684,816.54	6,412,897.71	271,918.83	.00
23 Area School Control	8,414.95	322,169.87	330,584.82	317,202.90	13,381.92	.00
24 Decat	26,025.35	329,931.56	355,956.91	128,612.01	227,344.90	16,835.20
29 County Ag. Extension	2,585.29	101,156.44	103,741.73	99,537.94	4,203.79	.00
30 Co. Cons. Land Aqu. Trust	188,113.15	685.47	188,798.62	.00	188,798.62	.00
31 County Assessor	210,873.33	419,970.16	630,843.49	559,326.99	71,516.50	4,633.42
32 Motor Vehicle Trust	362,255.26	2,323,943.26	2,686,198.52	2,326,143.56	360,054.96	.00
33 Use Tax Trust	.00	507.50	507.50	.00	507.50	.00
34 City Special Assessmet Control	4,454.58	40,781.46	45,236.04	45,204.84	31.20	.00
35 Tax Redemption Trust	.00	224,239.55	224,239.55	224,239.55	.00	.00
36 Mh/Dd Services Fund	1,148,064.01	668,589.98	1,816,653.99	855,527.64	961,126.35	3,142.56
37 Data Processing	.00	.00	.00	.00	.00	.00
40 Recorders Record Management	18,892.67	1,585.26	20,477.93	200.00	20,277.93	.00
41 Reap Trust	87,262.56	11,193.90	98,456.46	.00	98,456.46	.00
42 Anatomical Gift Fund	.00	.00	.00	.00	.00	.00
43 Holding Account	4,783.98	.00	4,783.98	.00	4,783.98	.00
44 Urban Renewal Tax revenue	234,573.63	88,430.64	323,004.27	40,127.34	282,876.93	7,791.40
45 Feed Energy UR TIF Rebate	.00	.00	.00	.00	.00	.00
46 MAM I-29/34 UR TIF Rebate	.00	.00	.00	.00	.00	.00
47 Recorders Electronic Fund	.00	2,130.00	2,130.00	2,120.00	10.00	.00
48 Woodfield UR Tax Revenue	9,205.20	13,828.88	23,034.08	20,899.00	2,135.08	.00
53 Dare	.00	.00	.00	.00	.00	.00
54 K9 Fund	13,061.57	1,967.43	15,029.00	.00	15,029.00	.00
55 Drug Forfeiture	605.73	.15	605.88	.00	605.88	.00
56 Explorers	.00	.00	.00	.00	.00	.00
57 County Attorney Drug Dollars	3,145.60	1.97	3,147.57	.00	3,147.57	.00
59 MH Trust and Agency	43,560.09	505,722.69	549,282.78	545,135.17	4,147.61	10,584.11
60 County Conservation	73,684.15	69,959.13	143,643.28	11,771.74	131,871.54	.00
77 E911 Surcharge	117,002.16	47,446.20	164,448.36	49,244.58	115,203.78	94.45
78 E911 Contributions	36,138.28	3,078.93	39,217.21	.00	39,217.21	.00
79 Bunge	.00	26,775.00	26,775.00	26,775.00	.00	.00
99 Woodlands Benefited Water Dist	78,885.65	2,177.29	81,062.94	.00	81,062.94	.00
January 24, 2012 Balance on Hand	10,254,796.59	20,781,605.83	31,036,402.42	20,531,741.05	10,504,661.37	330,818.62

I, Rebecca Killpack, Treasurer of Mills County, do hereby certify that the report given is a correct summary of the business transacted by me as said during the period therein specified.

Motion carried on a vote: Ayes: 3 Nays: 0

Raymond Chase – candidate for 23rd State District was present to introduce himself to the Board of Supervisors.

Supervisor Blankenship opened the Budget Amendment public hearing at 10:50 A.M. There were no written or oral comments. The hearing closed at 10:52 A.M.

Motion by Crouch seconded by Kohn to approve Resolution 12-03 – Budget Amendment.

RESOLUTION 12-03

BE IT REMEMBERED on the 24th day of January, 2012, the Mills County Board of Supervisors met in session for the purpose of amending the current operation budget. There was present a quorum as required by law. Thereupon the Supervisors found that the notice of time and place of hearing has, according to law been published in County papers, and that the affidavits of publication thereof were on file with the County Auditor. Thereafter, and on said date the amendment was taken up and considered and taxpayers heard for or against the amendment as follows:

EXPENDITURES:

Public Safety & Legal Services from \$2,672,148 to \$2,678,148
Physical Health & Soc. Services from \$1,663,268 to \$2,232,076

County Environ. & Education from \$ 941,949 to \$ 950,197
Total Expenditures from \$16,885,191 to \$17,468,247

REVENUES:

Intergovernmental from \$5,319,944 to \$5,332,413
Charges for Service from \$ 410,405 to \$ 418,155
Use of Money & Property from \$ 137,007 to \$ 138,635
Miscellaneous from \$ 128,803 to \$ 639,070

Total Revenues from \$14,844,094 to \$15,376,208

The amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2012. The Mills County Board of Supervisors does hereby approve the following changes of appropriations for the 2011-2012 fiscal year:

Conservation from \$ 327,540 to \$ 335,788
Sheriff from \$1,649,114 to \$1,655,114
Boost 4 Families from \$ 73,273 to \$ 632,081

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn - Aye

Sara Ketcham and Danelle Bruce were present for a 2012/2013 Mental Health budget work session.

The NRCS representatives were not present to discuss funding for NRCS projects.

Motion by Kohn seconded by Crouch to approve Impoundments from the Mills County Assessor.

Motion carried on a vote: Ayes: 3 Nays: 0

Per recommendation from Tom Ling, Communications Director, and Eric Hansen, Mills County Attorney, Motion by Crouch seconded by Kohn to accept the Request for bid response from Electronic Engineering with a cost not to exceed \$440,706.01.

Motion carried on a vote: Ayes: 3 Nays: 0

Patrick Binns, IT Director was present for a 2012/2013 budget work session.

Jerad Getter, Conservation, was present for a 2012/2013 budget work session.

Sheriff Eugene Goos, Mary King and Sargent Kim Clark were present for a 2012/2013 budget work session.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, January 31, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 31st day of January, 2012, at the Mills County Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch seconded by Kohn to approve the January 31, 2012 agenda and the January 24, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Kevin Mayberry, Mills County Secondary Roads Department, was present for a 2012/2013 budget work session.

There were no utility permits to report this week.

Motion by Crouch seconded by Kohn to approve with Board signature on plans for project #FM-CO65(88)-55-65, Farm to Market Granular Surfacing.

Motion carried on a vote; Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize chair to sign the approval of reimbursement document for MidAmerican Energy for project #BRS-CO65(75)-60-65, Lambert Avenue Bridge.

Motion carried on a vote: Ayes: 3 Nays: 0

David Carter and other NRCS representatives were present to update the Board on NRCS projects that have been completed in Mills County and are requesting the Board to continue the funding that is currently given for this department.

Susan Dunmire from West Central Development and Marjean Sargent from Master Gardeners were present to request funding from Mills County to assist with the cost of putting in a sand point and an irrigation system for the community garden. This garden is located on land donated by McCormick Station to produce fresh vegetables for the Glenwood Storehouse and West Central Development in Malvern. Recipients of these vegetables have been invited to volunteer with this project. The Board requested that they return when a definite dollar amount needed for this community garden is determined.

The Glenwood, Emerson and Silver City libraries were represented to update the Board on various projects and stats from the previous year.

Sheri Bowen, Mills County Public Health, was present for a 2012/2013 budget work session.

Larry Hurst, Emergency Management was present for a 2012/2013 Safety budget work session.

Motion by Kohn seconded by Crouch to approve the Bella Terre Class C liquor license with outdoor and Sunday sales.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the contract for an amount not to exceed \$15,000 with Prochaska and Associates for the jail project.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the purchase of a Lanier LD635C Digital copier for the Mills County Attorney's office in the amount of \$7,857.00 to be paid from the current budget and the 2012/13 budget.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve car equipment and installation costs for deputy vehicle in the amount of \$6,837.00 from Electronic Engineering.

Motion carried on a vote: Ayes: 3 Nays: 0

Auditor Carol Robertson was present for a 2013/2013 budget work session.

The Board had a budget work session until 4:30 P.M.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, February 7, 2012.

Mills County Board of Supervisors

Joseph Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 7th day of February, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Kohn to approve the February 7, 2012 agenda and the January 31, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve accounts payable as presented.
Motion carried on a vote: Ayes: 3 Nays: 0

There was one utility permit to report: Mid-American to install conduit under 237th Street.

Mills County Engineer, Kevin Mayberry requested changes be made on the FY2012/2013 Secondary Roads Department budget.

The Board received the January month end financial reports.

Supervisor Blankenship updated the Board on a meeting he attended with the City Administrator and Mayor of Glenwood regarding Communication Center funding.

The Board held a work session on various budgets.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, February 14, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 14th day of February, 2012, at the Courthouse in Glenwood with Joe Blankenship and Richard Crouch present. Ron Kohn was in Washington D.C. attending the National Association Region Councils Conference.

Motion by Crouch seconded by Blankenship to approve the February 14, 2012 agenda and the February 7, 2012 minutes as presented. Motion carried on a vote: Ayes: 2 Nays: 0

There were no utility permits to report.

Motion by Crouch seconded by Blankenship to approve Resolution 12-05 – authorizing the County Engineer to close secondary roads for construction and maintenance.

RESOLUTION 12-05

RESOLUTION OF THE MILLS COUNTY BOARD OF SUPERVISORS AUTHORIZING THE COUNTY ENGINEER TO CLOSE SECONDARY ROADS FOR CONSTRUCTION AND/OR MAINTENANCE

WHEREAS, Section 306.41 of the Code of Iowa, 2011 provides that “The agency having jurisdiction and control over any highway in the state, or the chief engineer of said agency when delegated by such agency, may temporarily close sections of a highway by formal resolution entered upon the minutes of such agency when reasonably necessary because of construction, reconstruction, maintenance, or natural disaster and shall cause to be erected ROAD CLOSED signs and partial or total barricades in the roadway at each end of the closed highway section and on the closed highway where that highway is intersected by other highways if such intersection remains open. Any numbered road closed over forty-eight hours shall have a designated detour route. The agency having jurisdiction over a section of highway closed in accordance with the provisions of this section, or the persons or contractors employed to carry out construction, reconstruction, or maintenance of the closed section of highway, shall not be liable for any damages to any vehicle that enters the closed section of highway or the contents of such vehicle or for any injuries to any person that enters the closed section of highway, unless the damages are caused by gross negligence of the agency or contractor.

NOW THEREFORE BE IT RESOLVED by the Mills County Board of Supervisors in session this 14th day of February, 2012 that the County Engineer is authorized to close Mills County Secondary Roads as necessary with the actual dates of closure to be determined by the County Engineer as Follows:

For Construction: Any project as described in the approved “Mills County Secondary Road Construction Program for the fiscal year of 2012-2013 and any approved supplements thereto.”

For Emergency Closure of any road for maintenance purposes: Any route deemed necessary by the County Engineer.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Absent.

Motion by Crouch seconded by Blankenship to approve Resolution 12-06 – Authorizing the County Engineer to certify completion of work and final acceptance for projects involving Farm to Market and Federal or State Aid.

RESOLUTION 12-06

A RESOLUTION OF THE MILLS COUNTY BOARD OF SUPERVISORS AUTHORIZING THE COUNTY ENGINEER TO EXECUTE THE CERTIFICATION OF COMPLETION AND FINAL ACCEPTANCE OF WORK PERFORMED IN CONNECTION TO ALL FARM TO MARKET AND FEDERAL OR STATE AID CONSTRUCTION PROJECTS

BE IT RESOLVED by the Board of Supervisors of Mills County, Iowa that Kevin D. Mayberry, P.E., the County Engineer of Mills County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all farm to market and Federal or State aid construction projects in this county.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Absent.

Clint Sloss representing MAPA was present to explain the Connect Iowa Program that MAPA is assisting with to bring internet to rural Iowa. Sloss wasn't seeking financial assistance but may need County individuals to attend meetings.

Motion by Crouch seconded by Blankenship to approve the purchase of a new canine from Rivera Police Canine of Junction City, Kansas in the amount of \$10,000.

Motion carried on a vote: Ayes: 2 Nays: 0

The Board met as a Board of Canvassers to Canvass the Special School election Public Measure D with results as follows: Yes – 406 No – 54. The Board returned to regular session.

Sheri Bowen was present to continue discussion with the Board regarding potential budget cuts.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, February 21, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Thursday, February 16, 2012

Supervisors Blankenship and Kohn met to work on finalizing the County Budgets.

Friday, February 17, 2012

The Board cancelled the budget work session for Friday.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 21st day of February, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Blankenship to approve the February 21, 2012 agenda and the February 14, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve accounts payable as presented. Motion carried on a vote: Ayes: 3 Nays: 0

There was one utility permit to report: USGS for a stream gauge under Kesterson Bridge.

Motion by Crouch seconded by Kohn to approve and authorize Board chair to sign revised plans for Project #FM-CO65-(88)-55-65 For Farm to Market Granular Surfacing due to an error of description requirement. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve Resolution 12-07 – Appointing the Mills County Engineer as the County Weed Commissioner for 2012.

RESOLUTION 12-07

A RESOLUTION OF THE MILLS COUNTY BOARD OF SUPERVISORS APPOINTING THE COUNTY ENGINEER AS COUNTY WEED COMMISSIONER FOR MILLS COUNTY.

WHEREAS, Section 317.3 of the Code of Iowa, 2011 provides that “The board of supervisors of each county may annually appoint a county weed commissioner who may be otherwise employed by the county and who passes minimum standards established by the department of agriculture and land stewardship for noxious weed identification and the recognized methods for noxious weed control and elimination.”

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Mills County, Iowa that Kevin D. Mayberry, P.E., the County Engineer of Mills County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the duties of County Weed Commissioner for 2012 effective as of March 1, 2012.

Roll Call Vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Motion by Kohn seconded by Crouch to approve an amendment to the current lease agreement between the Emergency Management Commission and Glenwood Resource Center. This lease agreement was approved by the EMA Commission and is in need of Commission Chair Richard Crouch’s signature. Motion carried on a vote: Ayes: 3 Nays: 0

Rick Markham, a representative from Colonial Life Insurance presented products Colonial Life Insurance has to offer. The Board explained that employees must be contacted when not on Mills County time.

Motion by Kohn seconded by Crouch to donate \$1500 to the Master Gardeners for the Community Garden. Motion carried on a vote: Ayes: 3 Nays: 0

Matt Woods cancelled his appointment to discuss the agreement with N-T Lands LLC. This will be rescheduled at a later date.

Motion by Crouch seconded by Kohn to approve the renewal of FMLA papers for a County employee effective March 30, 2012. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the renewal of the Fountains Ballroom liquor license. Motion carried on a vote: Ayes: 3 Nays: 0

Supervisor Crouch requested that Sara Ketcham, CPC and Danelle Bruce, Case Manager Supervisor be present to discuss proposed changes to Mental Health Services that are being proposed by the state legislature.

Motion by Kohn seconded by Blankenship to approve the following distribution of funds based upon the amounts of materials being recycled by cities throughout the County along with the % of usage by rural residents:

Glenwood – paid to Diana Konfrst - \$7,000, Emerson - \$800, Hastings - \$200, Malvern - \$1000, Pacific Junction - \$200, Henderson - \$500, Silver City - \$200.

Motion carried on a vote: Ayes: 2 Nays: 0

Supervisor Crouch was not present for this discussion to attend another meeting.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, February 28, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 28th day of February, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Kohn to approve the February 28, 2012 agenda as presented and the February 21, 2012 minutes as corrected. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to table the liquor license request from MidAmerican Motorplex until after March 6th in order for Mid-American Motorplex to meet State licensing requirements and work out details with local officials for hosting a May 11th event.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Crouch seconded by Kohn to approve the 2011 Weed Commissioner report.

Motion carried on a vote: Ayes: 3 Nays: 0

Dave and Ruth Schroeder, J.T. Gefroh and Nitavonne Eastman were present to discuss a driveway on 196th Street.

Motion by Kohn seconded by Crouch to table this request until further information can be obtained.

Motion carried on a vote: Ayes: 3 Nays: 0

Mark Riemann was present to request that the County abate taxes on a mobile home he is trying to purchase that has back taxes and penalties of \$547. The Board needs clarification from the County Treasurer and the County Attorney before considering to this request. The Auditor will contact the County Treasurer and the County Attorney for more information and will report to Mr. Riemann on what action he needs to take.

Supervisor Blankenship opened the public hearing for the 2011/2012 Budget Amendment at 10:27 A.M.

There were no written or verbal comments.

Motion by Kohn seconded by Crouch to close the public hearing at 10: 29 A.M.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the 2011/2012 Budget Amendment Resolution 12-08.

RESOLUTION 12-08

BE IT REMEMBERED on the 28th day of February, 2012, the Mills County Board of Supervisors met in session for the purpose of amending the current operation budget. There was present a quorum as required by law. Thereupon the Supervisors found that the notice of time and place of hearing has, according to law been published in County papers, and that the affidavits of publication thereof were on file with the County Auditor. Thereafter, and on said date the amendment was taken up and considered and taxpayers heard for or against the amendment as follows:

EXPENDITURES:

Public Safety & Legal Services	from \$2,678,148 to \$3,118,148
Physical Health & Soc. Services	from \$2,232,075 to \$2,272,076

Total Expenditures from \$17,468,247 to \$17,948,247

REVENUES:

Intergovernmental	from \$5,360,413 to \$5,332,413
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Total Revenues from \$15,376,208 to \$15,404,208

The amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2012. The Mills County Board of Supervisors does hereby approve the following changes of appropriations for the 2011-2012 fiscal year:

E911	from \$ 180,254 to \$620,254
Public Health	from \$1,350,000 to \$1,390,000

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Sheriff Goos requested to order 1 new vehicle out of the current 2011/2012 budget and 2 new vehicles from the 2012/2013 budget, all of which need to be ordered by March 13, 2012.

The State contract is for 3- 2012 Chevrolet Tahoe's, 4WD, 4dr, 1500 Commercial CK1070 in the amount of \$28,432 each. \$28,432 will be deducted from the 2011/2012 budget and \$56,864 will be deducted from the 2012/2013 budget when the vehicles are delivered.

Motion by Kohn seconded by Crouch to approve the order and purchase of 3- 4WD, 4dr, 1500 Commercial CK 1070 2012 Chevrolet Tahoe's in the amount of \$28,432 each.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve to hire a replacement jailer from the current list of applicants.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve Cheap Smokes/Beer City's liquor license request for Carryout Wine.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve an agreement between Mills County, NT Lands LLC and Tri-Valley Bank stating Mills County will accept 229th Street as part of the secondary road system and will receive \$1,000 per lot upon sale of each of the remaining lots along 229th Street.

Motion carried on a vote: Ayes: 3 Nays: 0

Pete Franks was present to update the Board on the courthouse elevator and remodel project.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, March 6, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 6th day of March, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn present. Richard Crouch was absent attending a Region IV Conference in Atlantic.

Motion by Kohn seconded by Blankenship to approve the March 6, 2012 agenda and the February 28, 2012 minutes as presented. Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Kohn, seconded by Blankenship to approve accounts payable as presented. Motion carried on a vote: Ayes: 2 Nays: 0

There were no utility permits to report.

Engineer Mayberry updated the Board on the hiring process for 2 truck driver positions that are available in the Secondary Roads Department.

Motion by Kohn seconded by Blankenship to authorize Chair to sign the amended facility agreement between the Iowa Department of Human Services Glenwood Resource Center and the Mills County Department of Human Services. Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Kohn seconded by Blankenship to approve a Class C beer permit liquor license renewal for E-Stop including Sunday Sales with living quarters. Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Kohn seconded by Blankenship to approve a Class C liquor license renewal for Glenwood Golf Corp. including outdoor service and Sunday Sales with living quarters. Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Kohn seconded by Blankenship to approve the use of the Mills County Courtyard for the Girl Scouts 100th year anniversary celebration on April 28, 2012 from 1:00 – 3:00 p.m. Various booths will be set up along with a 4-Ever Green Project sign-up sheet to have trees planted for flood victims. Motion carried on a vote: Ayes: 2 Nays: 0

The Mills County Treasurer is gathering information on assigning County held tax sale certificates. No action was taken at this time.

Linda Washburn was present to distribute books and maps for the I-29/Hwy 34 Corridor Master Plan Overlay District.

The Board received the February statement of fees from the Mills County Recorder.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, March 13, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 13th day of March, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Kohn to approve the March 13, 2012 agenda and the March 6, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Engineer Mayberry updated the Board on meetings he had with Burlington Northern Railroad on the repairs to the 190th Street crossing. He will be meeting with them again later today concerning this project.

Discussion was held regarding 190th Street North past the Harley Davidson property concerning road repair options.

The Engineer reported that he will be offering a position to two truck drivers later this week.

The Board discussed road concerns they would like the Engineer to investigate.

Pete Franks from Frank's Design presented an update to the Board on the Courthouse Elevator/Communication Center Project.

Motion by Kohn seconded by Crouch to continue the construction drawings including the sally port addition. Motion carried on a vote: Ayes: 3 Nays: 0

Supervisor Blankenship opened the public hearing for the Budget Amendment at 10:03 a.m. There were no written or verbal public comments. The hearing was closed at 10:04 a.m. Motion by Crouch seconded by Kohn to approve Resolution 12-09 Budget Amendment.

RESOLUTION 12-09

BE IT REMEMBERED on the 13th day of March, 2012, the Mills County Board of Supervisors met in session for the purpose of amending the current operation budget. There was present a quorum as required by law. Thereupon the Supervisors found that the notice of time and place of hearing has, according to law been published in County papers, and that the affidavits of publication thereof were on file with the County Auditor. Thereafter, and on said date the amendment was taken up and considered and taxpayers heard for or against the amendment as follows:

EXPENDITURES:

Public Safety & Legal Services from \$3,118,148 to \$3,128,304

Total Expenditures from \$17,948,247 to \$17,958,403

The amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2012. The Mills County Board of Supervisors does hereby approve the following changes of appropriations for the 2011-2012 fiscal year.

Sheriff 04000-01060-399-05 \$10,156.00

Motion carried on a Roll Call Vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Supervisor Blankenship opened the Public Hearing at 10:27a.m to notify the public that Mills County will be exceeding the 3.50 General Basic Levy for public purpose. The increase is due to electrical upgrades in the Communications Center/Courthouse addition, installation of an elevator, and remodeling the Treasurer's office to be compliant with the ADA.

Supervisor Kohn stated that Mills County has exceeded this levy in the past.

The public hearing was closed at 10:31a.m.

Motion by Kohn seconded Crouch to approve to exceed the General Basic Levy for public purpose. Motion carried on a vote: Ayes: 3 Nays: 0

Elected officials, Department Heads and Joel Stevens (Glenwood Opinion Tribune) were present for the 2012/2013 Budget Public Hearing. Supervisor Blankenship opened the public hearing at 10:32 a.m. and asked for oral or written comments. Taxpayer Tim Stanek was present requesting

clarification on the Administration portion of the Budget. The Board explained that was the service area for the elevator project and courthouse updates. The Board also noted they will be lowering the Mental Health levy due to SF2031. There being no further comments the public hearing was closed at 10:34 a.m.

Motion by Kohn seconded by Crouch to approve Resolution 12-10, 2012/2013 Budget

RESOLUTION 12-10

Whereas, the Mills County Board of Supervisors met on this 13th day of March 2012 to adopt the proposed FY 2012-2013 budget as published and direct the Mills County Auditor to spread the levy and submit the budget to the Iowa Department of Management .

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Motion by Crouch seconded by Kohn to approve Resolution 12-11 – Elected Officials Salaries.

RESOLUTION 12-11

Whereas, the Mills County Board of Supervisors met in session this 13th day of March, 2012, to approve the proposed increases from the Compensation Board recommendations and set FY 2012-2013 salaries for Mills County elected officials as follows: County Attorney: \$78,614; 3% increase, County Auditor: \$50,052; 3% increase, County Recorder: \$49,806; 3% increase, County Treasurer: \$49,806; 3% increase, County Sheriff: \$64,280; 3% increase and County Supervisors: \$28,489; 3% increase.

Motion carried on a Roll Call Vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Kohn seconded by Crouch to hire Richard Crawley as a new jailer at the recommendation of Sheriff Goos. The tentative start date is March 26, 2012 at a salary of \$24,483 and after six months a salary of \$27,199. Crawley has passed all physical, psychological and drug screen tests.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve to trade in 12 of the Sheriff Department's 20 year old Smith and Wesson handguns and purchase 12 new Smith and Wesson 40 caliber handguns from Sieh Guns of Avoca, Iowa for \$150 per gun.

Motion carried on a vote: Ayes: 3 Nays: 0

The liquor license renewal request from Toby Jacks in Mineola was tabled until the March 20th Board meeting when Mr. Good, the owner can be present.

The Board received and reviewed the February month end reports. The Board also received the Recorder's Statement of Fees for February.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, March 20, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 20th day of March, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Blankenship to approve the March 20, 2012 agenda and the March 13, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Blankenship to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were three utility permits to report.

- 1) USGS - Stream Gauge over Keg Creek on Epperson
- 2) Stouder Plumbing – Hook into sewer on 190th Street
- 3) MidAmerican Energy – Gas service under Kelting Avenue for United Suppliers

Motion by Kohn seconded by Crouch to approve the 3% salary increase for Administration Staff including the Engineer, Management and Technical staff.

Motion carried on a vote: Ayes: 3 Nays: 0

Road concerns were discussed that have been brought to the Engineer by the Supervisors. The concerns were the County road near the North Grove Cemetery, a tube on 221st Street, and ditches holding water near the Pacific Junction interstate exit.

County Attorney Eric Hansen joined the session with Mr. Good, owner of Toby Jacks in Mineola to discuss the renewal of a liquor license.

Motion by Kohn seconded by Crouch to approve the renewal of the Class C liquor commercial license with catering privilege, outdoor service and Sunday sales for Toby Jacks.

Motion carried on a vote: Ayes: 3 Nays: 0

Attorney Hansen addressed an issue from the Sheriff's Department regarding when Toby Jack's have street dances they need to stop music and have street cleared by 10:00 p.m. Mr. Good feels this is a side street and only had one dance at Labor Day last year where the Sheriff department had concerns. Good stated he would do what is requested by the Sheriff department.

Motion by Crouch seconded by Kohn to authorize the chair to sign the Involuntary Admissions Agreement with Jennie Edmundson Hospital.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Blankenship to approve a Fireworks Display Permit for Night Vision at the MidAmerica Motorplex for Fridays, Saturdays and Sundays providing a burn ban is not in place. The request was to permit from April 7, 2012 through November 3, 2012 but the applicants ATF permit is only valid until August 1, 2012. They must re-apply for the remainder of the August 1, 2012 through November 3, 2012 timeframe.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott from JAS Consulting was present for discussion on concerns of nuisances in Mineola. Duane Kahl was also present to ask about the Nuisance Ordinance the Planning & Zoning Board have drafted. The concern is this Ordinance will interfere with Ag properties and these properties would be exempt. Whatcott will send a copy of the Draft Ordinance to the County Attorney and to the Board of Supervisors for consideration to amend the original Zoning Ordinance.

Motion by Kohn seconded by Crouch to approve the Class B Beer liquor license renewal for MidAmerica Motorplex which includes wine coolers and Sunday Sales.

Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, March 27, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 27th day of March, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Kohn to approve the March 27, 2012 agenda and the March 20, 2012 minutes as corrected. Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Kohn seconded by Crouch to authorize Chair to sign the contract for project BRS-CO65(75)-60-65, Bridge Replacement on Lambert Avenue over the West Nishnabotna River when it is received by the Department of Transportation.

Motion carried on a vote: Ayes: 3 Nays: 0

The Engineer reported that he has made an offer to two individuals for the truck driver positions that were open at the Secondary Roads Department. Both of these individuals have passed their pre-employment physicals. The Engineer will bring all needed information for formal action to next week's meeting.

There are two bids for the bid opening for FM-CO65-(88)-55-65, Granular Surfacing of Farm to Market System.

- 1) Schildberg Construction from Greenfield, Iowa - \$150,906.24 for 10,224 ton at \$14.76 per ton
- 2) Crushed Aggregate from Red Oak, Iowa - \$160,005.60 for 10,224 ton at \$15.65 per ton

Patrick Binns, IT Director was present to request an additional GIS software license purchase. This license will be for Mike Sukup at Mills County Public Health Environmental Services for an amount of \$1500.00.

Motion by Crouch seconded by Kohn to approve the purchase of an additional GIS software license for \$1500.00.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize the purchase of two laptop computers in the amount of \$1,193.38 and the purchase of 4 barcode scanners in the amount of \$1028.00 for Precinct Atlas.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize Chair to sign the 28E Agreement with Juvenile Detention.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott from the Planning & Zoning Department was present for discussion regarding the draft of the Nuisance Ordinance. Revisions were discussed and it is being considered whether or not to propose this in Commercial, Industrial and Village areas along with making a notation that Ag would be exempt. Whatcott will make the revisions discussed and the Board will meet again in the future to discuss this further.

Kristine Schoening, Deputy Auditor was present to open the Chantry Drainage District meeting. The Supervisors are trustees of this district.

Motion by Trustee Crouch seconded by Trustee Kohn to certify a levy to the Mills County Auditor in the amount of \$1,720.00 to be collected September 2012.

Motion carried on a vote: Ayes: 3 Nays: 0

Angie Campbell and Jackie Harless from the Glenwood Public Library were present to request assistance from Mills County to purchase a microfilm machine.

Motion by Kohn seconded by Crouch to approve a donation of \$10,000.00 to Glenwood Public Library to assist with the purchase of a microfilm machine. These funds will come from LOST Community Betterment monies.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to award the bid, at the recommendation of the Engineer, to the low bidder, Schildberg Construction at \$150,906.24 for 10,224 ton at \$14.76 per ton.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize Chair to sign a MOU with Cerro Gordo County for Precinct Atlas.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott from the Planning & Zoning Department and County Attorney Eric Hansen were present for discussion with Sam Hankins. Hankins had received notification that he needs to obtain a permit for construction of a new home and would not be allowed to live in a RV as a permanent residence. Hankins explained the problems he has encountered.

Motion by Crouch seconded by Kohn, at the recommendation of the County Attorney, to allow Mr. Hankins 60 days to complete the permitting process and the Board requested that he update Whatcott on an every 2 weeks basis on how the process is going. Hankins agreed.

Motion carried on a vote: Ayes: 3 Nays: 0

Linda Washburn updated the Board on a recent Economic Development meeting regarding the proposed Rail Study with Council Bluffs, Pottawattamie County and Mills County.

Motion by Kohn seconded by Crouch to approve a fireworks permit for 33181 Gaston Avenue for March 31, 2012.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to go into Closed Session according to Iowa Code 21.5(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

Motion carried on a vote: Ayes: 3 Nays: 0

Becky Killpack, Mills County Treasurer and Eric Hansen, Mills County Attorney was also present for the closed session that began at 1:50 p.m.

Motion by Kohn seconded by Crouch to return to open session at 2:04 p.m.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize the County Attorney to sign a stipulation for judgment regarding McMullen vs. Gladstone, Anderson and Mills County.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board received the February jail report.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, April 3, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 3rd day of April, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the April 3, 2012 agenda and the March 27, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Crouch seconded by Kohn to authorize Chair to sign contract documents for FM-CO65 (88) -55-65, Granular Surfacing of Farm to Market Roads.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the following hires for the Mills County Secondary Roads department:

Todd Hetzel as Truck Driver with a start date of April 4, 2012 at a salary of \$15.69 per hour.

Kyle Deitchler as Laborer/Truck Driver with a start date of April 16, 2012 at a salary of \$14.28 per hour.

Motion carried on a vote: Ayes: 3 Nays: 0

Mrs. Eastman was present to request a 911 sign on a driveway variance.

Motion by Crouch seconded by Kohn to approve an additional 911 sign contingent upon receipt of an easement prepared for ingress/egress for access to the property. Final approval for this 911 sign will be official when this easement is received by the Engineer.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize Chair to sign the Performance Bond for project BRS-Co65 (75)-55-65, bridge replacement on Lambert Avenue over the Nishnabotna Bridge.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board discussed the Planning & Zoning meeting that was held on Monday, April 2, 2012 pertaining to the borrow sites. A special use permit will need to be added to the matrix. Final recommendations will come from the Planning & Zoning Board to the Board of Supervisors for approval.

Motion by Kohn seconded by Crouch to authorize Chair to sign a 28E Agreement with Pottawattamie County for the River Riot beginning May 11, 2012 and terminating May 12, 2012 for a fee of \$32 per hour per officer, Command vehicle for \$25, reimbursement of fuel costs and use of a transport vehicle.

Motion carried on a vote: Ayes: 3 Nays: 0

Pam Madison, Deputy Auditor, joined the session at this time. Wellmark representative Amanda Baker updated the Board on the Wellmark / ISAC Health insurance renewal premiums for FY2012/2013 and talked briefly about the 2012 Wellness Program.

Larry Winum, John Poore, Jim Olmstead, Jay Christensen, Brian Kissel (Glenwood City Administrator) and Attorney Matt Woods were present to update the Board on information received to date regarding the certification process for the M&P Levy. Winum explained they have been trying to get assistance from the U.S. Senate and Representatives. They will continue to keep the Board updated.

Motion by Crouch seconded by Kohn to approve the Class B Wine Permit for Briar Patch.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the Class B, 5 day permit for an event on May 11th to K&JS Enterprises DBA MidAmerica Motorplex.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve a liquor license request from Lienzo Charro Rodriguez.
Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, April 10, 2012.

The Board of Supervisors left to attend the 4-County Meeting at Indian Creek Historical Museum.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 10th day of April, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Kohn to approve the April 10, 2012 agenda and the April 3, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Heath Rodney of Loess Hills Harley Davidson, Steve Yanny of Vector Fleet Management and Mike Coates of Lone Mountain Trucking were present for discussion about the potential road improvements on 190th Street North. The Engineer proposed a couple of options and explained the funding to pave the road would not be in place until possibly the fall of 2013. There is potential that it could be done in segments or seal coating could be done prior to the events being planned for Memorial Day weekend. Mr. Rodney stated that he is going to asphalt the parking lot and inquired if it could be extended out further and include the road. Mayberry said he would pursue this option but the asphaltting would need to be done to County specifications. Mayberry will return to the Board with prices and a decision will be made at that time.

Sheriff Goos, County Attorney Eric Hansen and Jill McAleer, Secretary to the Grand Jury was present to discuss the Grand Jurors findings. McAleer went over the highlights of the report which stated that the Grand Jury feels Mills County needs more security and a new jail. If a new jail isn't feasible, then the current jail needs upgraded.

Clay Lincoln called and cancelled the discussion on repairs at Riverview Acres.

Motion by Crouch seconded by Kohn to approve a Class C Beer permit which includes Sunday Sales to Lake Ohana Market.

Motion carried on a vote: Ayes: 3 Nays: 0

Larry Hurst, EMA, County Attorney Hansen, Sheriff Goos, Marsha Liddell, Dispatcher and Tom Ling, E911 Communications Director was present for an exit interview with Jonelle Walter, former 911 Dispatcher. Jonelle has taken a position with another company but wanted to express her concerns to the Board about how disciplinary matters are handled in the communications department and feels that not all dispatchers and issues are treated uniformly. The Board believes that departmental policies were followed and acknowledged the challenges of resolving personnel issues without specific evidence. They wished her well at her new position and thanked her for her service to Mills County.

The Board received the March End Financial reports.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, April 17, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 12th day of April, 2012, at the Engineer's Meeting Room in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

Motion by Crouch seconded by Kohn to approve the April 12, 2012 agenda.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the Mills County Secondary Roads Department 5-year Construction Plan.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the 2013 Mills County Secondary Roads Department Budget.
Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, April 17, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 17th day of April, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the April 17, 2012 agenda as presented and the April 10, 2012 minutes as corrected.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Kevin Mayberry took the Board of Supervisors to view a driveway variance request located along Oman Avenue.

Motion by Kohn seconded by Crouch to approve the driveway variance for Charles Cheney along Oman Avenue. The variance was needed to provide Cheney access to his property and the inability to widen the existing driveway.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Attorney Eric Hansen was present to discuss a potential access road that hasn't been approved in a subdivision.

Duane Kahl was present to discuss his concerns regarding requests made from Toby Jack's in Mineola for street dance times allowing them to be open. He feels the times are not conducive for Toby Jack's to be able to do business. The Board suggested that Mr. Good, from Toby Jack's, will need to request dates and times with the Board of Supervisors in order to work on an agreeable time frame to be open.

Harold Agnew was present to discuss concerns he has with the drainage ditch culvert being full and running out on the west side of 180th near the Burlington Northern tracks. The Engineer will look into drainage issues in this area and will contact Mr. Agnew about causes and/or options.

Motion by Crouch seconded by Kohn to authorize the Chair to sign the 28E agreements between Mills County and all cities in the County for contract law enforcement.

Motion carried on a vote: Ayes: 3 Nays: 0

Robert and Dallas Killion were present to discuss serious concerns they have with the washout and erosions coming from the shoulder of Glenview Road. The Engineer has concerns of what can be done without pushing water onto others, but will look into this problem to see if there is a solution.

Motion by Crouch seconded by Kohn to approve the bid to Communication Innovators to run the fiber optic cable on the East side of the Courthouse in the amount of \$59,533.07.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve an agreement with Century Link for relocation and rollover of the E911 Communications Center phone system for the in the amount of \$5,583.95.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to accept a letter from the City of Hastings requesting that Iowa Economic Development extend their current water grant through May 31, 2012 in order to pay bills incurred and close out the project with a potential of Hastings re-applying for another grant. The Board of Supervisors will send a letter to the Iowa Economic Development for this request.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve a temporary liquor license renewal until May 1, 2012 for Bluffs View when the ownership of the property will change.

Motion carried on a vote: Ayes: 3 Nays: 0

The Supervisors received the March monthly jail report.

The Board discussed the Mental Health meeting they attended on Monday and Supervisor Crouch will go to Des Moines Wednesday to meet with Charles Palmer of DHS regarding the re-organization of the Mental Health system.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, April 24, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 24th day of April, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn present, Richard Crouch and Auditor Carol Robertson absent.

Motion by Kohn, seconded by Blankenship to approve the April 24, 2012 agenda as presented and the April 17, 2012 minutes as presented. Motion carried on a vote: Ayes: 2 Nays 0.

Engineer Kevin Mayberry reported that two utility permits were issued at: 64112 360th Street and 20023 Allison Lane.

Motion by Kohn, seconded by Blankenship to approve voucher #1, to Murphy Heavy Construction, in the amount of \$5,000 for Project BRS-CO65(75)—60-65, bridge replacement on Lambert Avenue over the West Nishnabotna River.
Motion carried on a vote: Ayes 2 Nays: 0.

Motion by Kohn, seconded by Blankenship to approve a liquor license for Lincoln Farm & Home #3 at the Bluffs View Café-BP Amoco service center.
Motion carried on a vote: Ayes 2 Nays: 0.

Motion by Kohn, seconded by Blankenship to approve the request by the MidAmerica Motorplex to cancel their liquor license during the River Riot event to be held at the Motorplex on May 11, 2012 since another vendor will be using their liquor license at this site during this event.
Motion carried on a vote: Ayes 2 Nays: 0.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, May 1, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 1st day of May, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn and Richard Crouch present.

Motion by Kohn, seconded by Crouch to approve the May 1, 2012 agenda as presented and the April 24, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays 0.

There were no utility permits to report.

Heath Rodney of Loess Hills Harley Davidson was present to discuss surfacing the road on 190th. The Engineer had a cost share option to sealcoat the road on 190th from Hammond north to the 1st driveway of the Harley Davidson parking lot. This would improve the road condition prior to the paving that is scheduled for next year. Mr. Rodney was in agreement to this offer pending what the actual estimate the Engineer receives.

Motion by Kohn seconded by Crouch to approve a salary increase from 70% to 75% of the Treasurer's salary for clerks Jill Ford and Teresa Andersen effective April 29, 2012.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve a transfer of the No Excuses Bar liquor license to an event for the Loess Hills Harley Davidson on May 25th. This is a 5-day license to accommodate a rain date if necessary.
Motion carried on a vote: Ayes: 3 Nays: 0

County Attorney Eric Hansen joined the meeting at 9:55 a.m.

Motion by Kohn seconded by Crouch to go into Closed Session according to Iowa Code 21.5(c) at 10:00 a.m., to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.
Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Kohn seconded by Crouch to return to open session at 10:35 a.m.
Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Conservation Director Jerad Getter presented the Board with information about returning a portion of the Wabash Trace ROW in Silver City back to the City as it was previously part of their City Park. The land needs to be surveyed at a cost of \$1000, which will be split equally between the County and Silver City.
Motion by Crouch seconded by Kohn that Mills County will contribute \$500 for their portion of the surveying cost.
Motion carried on a vote: Ayes: 3 Nays: 0

Marjean Sargent, representing the Mills County Law Enforcement Center Development Committee was present to report to the Board a recommendation to build a Law Enforcement Center as developed by Prochaska & Associates, containing a 24-bed jail and sheriff's offices, on property near the Mills County Engineers Office Building, owned by Pat Collins. The Board expressed their appreciation to the Committee members for the time and effort they put in to develop the proposal. The Committee also indicated that they will support a bond issue for the building of this facility by providing informational meetings and materials for County residents.
Motion by Crouch, seconded by Kohn to accept the recommendation of the Committee and put the issue forward for a Bond Election.
Motion carried on a vote: Ayes: 3 Nays: 0

Sheriff Goos was present along with Kathy and Bill Good from Toby Jacks in Mineola to discuss dates for street dances. The Goods requested to have street dances on May 24th and July 5th. They explained they would start the dances at 6:00 p.m. and would end at 10:00 p.m. Good stated they would try very hard to have the street cleaned up and opened by 11:00 p.m. He asked the Sheriff to notify him as soon as possible about any complaints or calls for service that are received.

Motion by Crouch seconded by Kohn to approve May 24th and July 5th for street dance dates during the hours of 6:00 p.m. and 10:00 p.m. with cleanup to be complete by 11:00 p.m.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve to hire Kellie Jones as a dispatcher with a hire date of May 14, 2012 and with a salary of \$13.70 per hour. She has passed all physical and psychological testing.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize chair to sign the annual Wellmark renewal contract.

Motion carried on a vote: Ayes: 3 Nays: 0

The Sheriff reported that the jail is presently full.

The Board received the Recorder's April report of fees collected.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, May 8, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 8th day of May, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the May 8, 2012 agenda and May 1, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to accept the date of August 7, 2012 as recommended by the Law Enforcement Committee and to move forward in this process to have a Law Enforcement Bond election.

Motion carried on a vote: Ayes: 3 Nays: 0

The Engineer opened 2 bids for 2012 Mills County Traffic Marketing:

- 1) Iowa Plains Signing Inc. of Waterloo, Iowa in the amount of \$63,510.69
- 2) Vogel Traffic Services Inc. of Orange City, Iowa in the amount of \$56,047.75

Motion by Crouch seconded by Kohn at the recommendation of the Engineer to award the contract to Vogel Traffic Services Inc. in the amount of \$56,047.75.

Motion carried on a vote: Ayes: 3 Nays: 0

There was one utility permit:

Oak Township Fire Department for Mid-American Energy to run a line at no charge to the fire department.

Motion by Crouch seconded by Kohn to approve the amount of \$152,223.72 to pay voucher #1 (final) for project #FM-CO65 (88)-55-65 for farm to market rock.

Motion carried on a vote: Ayes: 3 Nays: 0

Sheriff Goos was present with County Attorney Eric Hansen to discuss the River Riot contract.

Motion by Kohn seconded by Crouch to approve a contract with Mammoth Inc. in the amount of \$10,455.00 for tentative costs of service for the May 11, 2012 River Riot concert that is scheduled at Mid-America Motorplex.

Motion carried on a vote: Ayes: 3 Nays: 0

Linda Washburn, Economic Director presented a proposal for an IDOT Rail Grant and Feasibility Study that needs to be turned in by the end of May. This Feasibility Study would be funded 80% by the grant. The other 20% will be funded between Mills and Pottawattamie County Economic Development and MAPA. The request is that the County Board of Supervisors submit a letter of support in the form of a Resolution. This resolution will be put on next week's agenda.

Larry Hurst and Grant Anderson of MAPA were present for a Public Hearing pertaining to the Mills County Emergency Management Commission Multi-Jurisdictional Hazard Mitigation Plan which opened at 10:00 A.M. There were no written or oral comments. Supervisor Blankenship closed the public hearing at 10:20 A.M.

Motion by Crouch seconded by Kohn to approve Resolution 12-12 – Mills County Emergency Management Commission Multi-Jurisdictional Hazard Mitigation Plan.

**THE COUNTY BOARD OF MILLS COUNTY ADOPTING A
MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN FOR MILLS COUNTY**

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

WHEREAS, the Board of Supervisors of Mills County, Iowa has committed to the development of a Multi-Jurisdictional Hazard Mitigation Plan for the County of Mills; and, WHEREAS, the Mills County Multi-Jurisdictional Hazard Mitigation Planning Committee has participated in the formulation of the plan, and recommends that Mills County adopt said Multi-Jurisdictional Hazard Mitigation Plan; and, WHEREAS, a Public Hearing was held at the Mills County Courthouse for the purpose of obtaining citizen input on the Multi-Jurisdictional Hazard Mitigation Plan; and, WHEREAS, the Board of Supervisors of Mills County deems it advisable and in the best interests of Mills County to approve said plan; and, NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Mills County, Iowa, that the Mills County Multi-Jurisdictional Hazard Mitigation Plan be approved and adopted this day.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Crouch seconded by Kohn to carryover 152.5 hours of vacation for Larry Hurst as he was unable to take the required time off due to flooding and other emergencies last year.

Motion carried on a vote: Ayes: 3 Nays: 0

Mr. Martini did not show for his scheduled appointment.

Motion by Kohn seconded by Crouch to approve a three year contract between Mills County General Relief/Veterans Affairs and Glenwood Resource Center, at an annual cost of \$1.00 per square foot of 432 square feet of rental space including utilities and other maintenance costs.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry and Eric Hansen, County Attorney and Darin Whatcott from Planning and Zoning were present to discuss proposed amendments to County Ordinance – Resource Extractions/Borrow Pits.

Whatcott will put all changes together and return to the County Attorney and Auditor to prepare a notice for the public hearing and 3 readings of the proposed Ordinance changes.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, May15, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 15th day of May, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn and Richard Crouch present.

Motion by Crouch, seconded by Kohn to approve the May 15, 2012 agenda with a correction of Resolution 12-14 to be Resolution 12-13 and the May 8, 2012 minutes as corrected.

Motion carried on a vote: Ayes: 3 Nays 0.

There was one utility permit to report: Mastec Century Link for a phone line on Applewood.

Sheriff Goos updated the Board on the River Riot Concert that was held on Friday, May 11, 2012. The Sheriff stated that the event ran smoothly with only 4 arrests. He also stated the Motorplex is proposing to be a venue for another event in August.

Sheriff Goos was present for discussion on Lt. Mike Osler purchasing his service weapon upon retirement.

Motion by Kohn seconded by Crouch to authorize Sheriff Goos to sell Lt. Mike Osler his 9mm service weapon for \$180. Motion carried on a vote: Ayes: 3 Nays: 0

Fremont County Supervisors Morgan, Hickey and Bartholomew and Fremont County Auditor Joan Kirk, Montgomery County Supervisor Tighe and CPC Danelle Bruce representing Mills/Montgomery Counties were present to discuss sharing CPC services for Fremont, Montgomery and Mills Counties. It was suggested that Fremont County put a proposal together of all their needs and requirements and coordinate with Bruce and the retiring CPC from Fremont County to see if this proposal would be feasible.

Motion by Kohn seconded by Crouch to authorize the chair to sign the yearly contract with Community Mental Health Center Affiliation with Alegent in Council Bluffs, Iowa.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize the Board of Supervisors to sign Resolution 12-13 – Letter of Support for IDOT grant.

A RESOLUTION OF THE MILLS COUNTY BOARD OF SUPERVISORS ENDORSING AN APPLICATION FOR IOWA DEPARTMENT OF TRANSPORTATION FUNDS TO COMPLETE A RAIL PORT FEASIBILITY STUDY.

WHEREAS, the Mills County Board of Supervisors (hereinafter called “the County”), has made an application to the Iowa Department of Transportation (IDOT) for funding from the Rail Revolving Loan and Grant Fund program for completion of a rail port feasibility study in the total amount of \$ 78,400.00, and;

WHEREAS, the Sub grantee recognizes the fact that the IDOT share cannot exceed 80% and the local share must be at least 20% of the total grant amount, and

THEREFORE, the Sub grantee agrees to provide and make available (\$ 19,600.00 dollars) of local monies to be used to meet the 20% match requirement for this grant application, 10% from Mills County Economic Development Foundation in the amount of \$ 9,800.00 and 10% from Pottawattamie County in the amount of \$9,800.00. The commitment of these funds shall be contingent on receipt of grant funding for the project from the IDOT.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

The Board received the April month end financial report.

Discussion was held to change the June 5, 2012 Board of Supervisors meeting to Monday, June 4, 2012 due to the Board room being used on the 5th for an election precinct.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, May 22, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 22nd day of May, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the May 22, 2012 agenda and May 15, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Kohn seconded by Crouch to authorize Chair to sign the contract for 2012 Mills County Traffic Markings with Vogel Traffic Services of Orange City, Iowa in the amount of \$56,047.75. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize Chair to sign the DR-1763 Grant Agreement Amendment for Mills County Multi-Jurisdictional Hazard Mitigation Plan.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve a liquor license renewal for McCormick Station. Motion carried on a vote: Ayes: 3 Nays: 0

Clint Sloss of MAPA was present along with Jim Olmsted and Larry Winum to discuss the M&P Levy Accreditation Application. After discussion regarding the costs of the match and who will contribute, it was determined that it is in the best interest of the County to apply for this grant and seek co-funding from other local entities. The grant has a maximum value of \$1.5 million with an 80/20 split between federal and local funds.

Motion by Crouch seconded by Kohn to move forward with the grant application that has been submitted with the assistance of MAPA for the M&P Levy Accreditation process.

Motion carried on a vote: Ayes: 3 Nays: 0

Jim Olmsted from Olmsted and Perry Consulting went over the correspondence he received from DNR about bringing water to Pony Creek. He explained the letter from Glenwood Municipal Utilities and commented on information received from Dee Fischer of USDA. His concern is the cost that Pony Creek residents will have to contribute and asked if the County would be funding any of this project.

The Board feels more discussion should be held with Pony Creek residents, USDA and other stakeholders.

Darin Whatcott was present to discuss complaints that the Board received about recent incidents between a JAS employee, business owners and contractors. Whatcott explained he will investigate the complaints and keep the Board updated on the outcome.

Supervisor Crouch reported on the Mental Health meeting he attended on Monday and explained it would be to the County's advantage to sign a letter of intent for the potential Mental Health Region.

The Board received the April bank reconciliation report from the Sheriff Department.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, May 29, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 29th day of May, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn and Richard Crouch present.

Motion by Crouch, seconded by Kohn to approve the May 29, 2012 agenda as presented and the May 22, 2012 minutes as corrected.

Motion carried on a vote: Ayes: 3 Nays 0.

There were no utility permits to report.

Motion by Kohn seconded by Crouch to approve voucher #2 for project BRS-C065 (75)-60-65, bridge replacement on Lambert Avenue in the amount of \$78,797.28 to Murphy Heavy Contracting in Anita Iowa.

Motion carried on a vote: Ayes: 3 Nays: 0

Supervisor Blankenship shared correspondence he received regarding dirt being removed from Loess Hills for Google. He also expressed concerns for the Native American artifacts and burial sites.

Supervisor Kohn left the session at this time to attend a MAPA meeting.

Supervisor Blankenship opened the public hearing for the Budget Amendment at 10:20 A.M. No written or oral comments were received. The public hearing was closed at 10:27 A.M.

Motion by Crouch seconded by Blankenship to approve Resolution 12-14 - Budget Amendment and Appropriations.

RESOLUTION 12-14

BE IT REMEMBERED on the 29th day of May, 2012, the Mills County Board of Supervisors met in session for the purpose of amending the current operation budget. There was present a quorum as required by law. Thereupon the Supervisors found that the notice of time and place of hearing has, according to law been published in County papers, and that the affidavits of publication thereof were on file with the County Auditor. Thereafter, and on said date the amendment was taken up and considered and taxpayers heard for or against the amendment as follows:

EXPENDITURES:

Public Safety & Legal Services	from \$3,128,304 to \$3,146,955
County Environ. & Education	from \$ 950,197 to \$ 964,176
Administration	from \$1,470,582 to \$1,476,436

Total Expenditures from \$17,958,403 to \$17,996,887

REVENUES:

Use of Money & Property	from \$ 138,635 to \$ 140,035
Miscellaneous	from \$ 639,070 to \$ 657,068

Total Revenues from \$15,404,208 to \$15,423,606

The amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2012. The Mills County Board of Supervisors does hereby approve the following changes of appropriations for the 2011-2012 fiscal year:

Conservation	from \$ 335,788 to \$ 337,167
Sheriff	from \$1,665,270 to \$ 1,675,689
Medical Examiner	from \$ 31,500 to \$ 39,732
Other Policy & Admin	from \$ 73,300 to \$ 83,154

Motion carried on a roll call vote: Blankenship – Aye, Crouch –Aye, Kohn was absent.

Motion by Crouch seconded by Blankenship to authorize chair to sign the letter of intent to join the Regional Mental Health Group.

Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Crouch seconded by Blankenship to approve Resolution 12-15 – Transfer of Funds from General Supplemental Fund to General Basic Fund.

RESOLUTION 12-15

On this 29th day of May, 2012 the Board met in session to approve a transfer of \$15,607.80 from the General Supplemental Fund to the General Basic Fund based on expenditures that should have been paid from the General Supplemental Fund that satisfy the Code of IA requirements.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Absent

There being no further business to come before the Board at this time, the Board of Supervisors will meet again on Monday, June 4, 2012 due to the Primary Election being held on Tuesday, June 5, 2012 and the Board of Supervisors Room is being used as an election precinct.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 4th day of June, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn and Richard Crouch present.

Motion by Crouch, seconded by Kohn to approve the June 4, 2012 agenda and the May 29, 2012 minutes as presented. Motion carried on a vote: Ayes: 3 Nays 0.

There were two utility permits to report:
Phone line by Master on Deacon Road
Water line on 221st Street south for Ebmeier Investments

The weed commissioner has been busy spraying for thistles.

Darin Whatcott from the Building and Zoning Department updated the Board on current building permits that have been applied for through the Building and Zoning Department. The Board gave Whatcott some areas in the County to investigate.

Motion by Kohn seconded by Crouch to approve the recommendation of Tom Ling, Director of Communications, to hire Michael Crouse as a dispatcher with a start date of June 6, 2012 with a \$13.70 per hour wage. Crouse has passed all the background, medical and psychological testing. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize the Chair to sign the Rural Transit System Joint Participation Agreement with SWIPCO. Motion carried on a vote: Ayes: 3 Nays: 0

Lisa Tallman, Mark Deitchler, Duane Kahl and Clay Deitchler representing the Mineola Community Center Board were present to request that the Board of Supervisors waive the permit fee to rebuild the Mineola Community Center.

Motion by Crouch seconded by Kohn to assist the village of Mineola by paying the permit fees from the Community Betterment Local Option Sales Taxes received by the County and advised the Mineola Community Center Board to build according to all County codes.

Motion carried on a vote: Ayes: 3 Nays: 0

Bill Good from Toby Jacks was present to request July 5th and July 19th for Mineola Street Dances. He also requested a midnight ending time for the July 5th dance and an 11:30 p.m. ending time for the July 19th dance be allowed for cleanup.

Motion by Crouch seconded by Kohn to approve these dates and the requested times providing the Sheriff is notified of these two dates and there are no complaints from the Sheriff's Department. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve a Class E liquor license renewal including Sundays for Lake Ohana Market. Motion carried on a vote: Ayes: 3 Nays: 0

The Mills County Board of Supervisors, Fremont County Supervisor Morgan, Hickey and Bartholomew, Danelle Bruce, Mills/Montgomery County CPC and Reba Richie, CPC Supervisor were present to discuss sharing the CPC and CPC Supervisor. Fremont County provided a proposed budget for 1 day a week for assistance to Fremont County. A 28E Agreement was proposed between Mills, Montgomery and Fremont Counties. Montgomery County Supervisors were not present for discussion.

Motion by Crouch seconded by Kohn to move forward and contact will be made to Montgomery County for their approval before a new 28E Agreement may be initiated.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board received the Recorder's report of Fees for May.

There being no further business to come before the Board at this time, the Board of Supervisors will meet again on Tuesday, June 12, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 12th day of June, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch. Ron Kohn was absent.

Motion by Crouch seconded by Blankenship to approve the June 12, 2012 agenda and June 4, 2012 minutes as presented.

Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Crouch, seconded by Blankenship to approve accounts payable as presented.

Motion carried on a vote: Ayes: 2 Nays: 0

Engineer Mayberry and Supervisors Blankenship and Crouch went to view a driveway variance request on Norrell Avenue.

Motion by Crouch seconded by Blankenship to approve the variance request on Norrell Avenue with the stipulation that the drive will be used for agriculture purposes and not residential.

Motion carried on a vote: Ayes: 2 Nays: 0

There were two utility permits to report.

Two locations for fiber cable by RSA-1 Ltd. Partnership doing business for Huntell. These properties are located at 196th and Brohard and 230th Street from the Pottawattamie County line to Brothers Avenue.

Also a pipeline to bore underground in Section 10 crossing 275th Street.

Craig Hagenau of Spiral Solutions updated the Board on the progress of the speaker system that will be installed around the square for music from the clock tower.

Darin Whatcott updated the Board on the status of current building permits that have been issued by the Building and Zoning Department, including Bella Terra, which is now in compliance.

The Public for Hearing for Ordinance 12-01 - An Ordinance to Amend the County Code of Ordinances of Mills County, Iowa by Amending Chapter 27 - Zoning Ordinance Setting Forth the Revised Regulations Governing the Orderly Land Development for all the Unincorporated Area of Mills County, Iowa opened at 10:04 A.M.

Those present for the Public Hearing were County Attorney Eric Hansen, Engineer Mayberry, Darin Whatcott with the Building & Zoning Department, Preston and Marjean Sargent and Lana White representing the Public.

Preston Sargent expressed his concerns on top soil being extracted and large holes being left in the ground. Lana White, Century Farm owner, expressed concerns that Mills County is extracting the top soils that are important in the farm areas. She feels the County should be stewards of land. White also expressed concerns on County road conditions after dump trucks travel on them. White is President of Mills County Tourism and a member of the Mills County Conservation Board and shared her concerns of the negative impact this could have if these borrow pits were next to a tourism site such as the Wabash Trace, also the economic impact on productivity if top soil is depleted on agriculture land.

Supervisor Blankenship shared that he is totally against the borrowing. He stated that moving dirt from Mills County land has no benefit for the County. He is concerned that the road conditions will be damaged from the hauling, and there is no obligation to protect farm land.

Marjean Sargent asked what the benefits of borrowing are and where the dirt is coming from for the bridge project. Engineer Mayberry explained that dirt was extracted from the river bottom soils. Mayberry also explained that if this Ordinance doesn't pass the only areas other than those grandfathered are the industrial areas in the County. The Engineer explained all these comments are good ones and stated he had offered a solution to the Building and Zoning Board about using the CSR rating as a guideline for issuing and approving grading permits. The Building & Zoning Board feels it would be too restrictive for the sale of farm ground and to determine who would get permits to sell dirt to make money. Supervisor Crouch thanked everyone for coming and having an interest in this process. The Public Hearing was closed at 10:52 A.M.

Motion by Crouch seconded by Blankenship to accept the 1st reading of Ordinance 12-01 – Amendment of Zoning Ordinance Setting Forth the Revised Regulations Governing the Orderly Land Development for all the Unincorporated Area of Mills County, Iowa.

Motion carried on a vote: Ayes: 2 Nays: 0

Danelle Bruce, CPC updated the Board on the outlook of the 2013 funding for Mental Health. She explained that as of July 1, 2013 no monies will be coming to the Counties for Medicaid funding because the State of Iowa will be taking care of that. She also explained that as of 2013 the requirements would go from legal settlement to residency to determine eligibility in the Counties, which could cause a hardship on County funding.

Motion by Crouch seconded by Blankenship to recess as the Board of Supervisors and convene as the Board of Canvassers for the purpose of canvassing the votes for various federal, state and county offices at the June 5, 2012 Primary Election.

Motion carried on a vote: Ayes: 2 Nays: 0

After canvassing the returns it was moved by Crouch seconded by Blankenship the following persons to be declared as the nominee to their respective listed party and office and will appear on the General Election ballot:

Board of Supervisors – Ron Kohn, Republican and Lonnie Mayberry, Republican.

County Auditor – Carol Robertson, Republican

County Sheriff – Eugene Goos, Republican

No candidates received enough votes to win the Democratic nomination for Supervisor, Auditor or Sheriff.

Motion by Crouch seconded by Blankenship to adjourn Board of Canvassers and reconvene as Mills County Board of Supervisors.

Motion carried on a vote: Ayes: 2 Nays: 0

Auditor Carol Robertson and Election Assistant Lori Ingoldsby discussed the possibility of trading in the present election equipment for updated equipment. The Auditor will bring more cost information to the Board for consideration.

Pete Franks, representing The Franks Design Group and Tom Ling, Communications Director, were present to discuss the update on the elevator and communications center project.

Franks expressed concerns regarding the relocation of the chiller as to whether to purchase a new one now or move the old one temporarily until construction is complete. Franks stated that he anticipated the documents to release for bidding to be made available to the Supervisors for approval July 3rd. The tentative bid opening will be August 9, 2012 at the Board of Supervisors Meeting Room. August 14, 2012 is the tentative date to do the notice to proceed and execute contracts with ground breaking by September 1, 2012, with the anticipation of the building being enclosed by November 2012.

A meeting of the Board of Supervisors of Mills County, Iowa, was held at the Courthouse, Glenwood, Iowa, on June 12, 2012, at 1:00 o'clock p.m. The meeting was called to order and there were present the Chairperson and the following named Supervisors:

Present: Blankenship and Crouch

Absent: Kohn.

Supervisor Blankenship, introduced a resolution setting a date for an election on entering into a loan agreement and the issuance of general obligation bonds for the purpose of constructing, furnishing and equipping a County Public Safety Center, in the form next hereinafter set out, and moved its adoption, seconded by Supervisor Crouch, and after due consideration thereof by the Board of Supervisors, the Chairperson put the question upon the adoption of the resolution and the roll being called, the following named Supervisors voted:

Ayes: Blankenship and Crouch

Nays: None.

Whereupon, the Chairperson declared the motion duly carried and the resolution adopted.

RESOLUTION NO.12-16

RESOLUTION SETTING DATE FOR AN ELECTION ON THE PROPOSITION OF ENTERING INTO A LOAN AGREEMENT AND ISSUING GENERAL OBLIGATION BONDS FOR THE PURPOSE OF CONSTRUCTING, FURNISHING AND EQUIPPING A COUNTY PUBLIC SAFETY CENTER

WHEREAS, the Board of Supervisors (the "Board") of Mills County, Iowa (the "County") has deemed it necessary and advisable that the County be authorized to construct, furnish and equip a County Public Safety Center (the "Project") and

enter into a loan agreement and issue its bonds in a principal amount not exceeding \$6,400,000 to finance the cost of the Project; and

WHEREAS, pursuant to Section 331.442 of the Code of Iowa, before the County may 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, in accordance with Section 331.442 of the Code of Iowa, as part of the Board's action to set a date for an election on such proposition, the Board must publish notice of such proposition, including a statement of the amount and purpose of the bonds to be issued, and a statement of the total estimated cost of the Project, 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 issuing such bonds;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of Mills County, Iowa, as follows:

Section 1. The Board of Supervisors intends to construct, furnish and equip a County Public Safety Center at a total estimated cost not to exceed \$6,400,000. In accordance with Section 331.442 of the Code of Iowa, this cost figure is an estimate and is not intended to be binding on the Board in later proceedings related to the Project.

Section 2. A special county election is hereby called and ordered to be held in and for the County, on August 7, 2012, at which there will be submitted to the voters of the County the following proposition:

“Shall the County of Mills, State of Iowa, enter into a loan agreement and issue its general obligation bonds in an amount not exceeding the amount of \$6,400,000 for the purpose of constructing, furnishing and equipping a County Public Safety 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, and to publish along with those minutes the Board's Notice of Special Bond Election that is attached to this Resolution.

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

Motion by Crouch seconded by Blankenship to approve \$7,500 of Local Option Sales Tax monies to go towards the cost of re-roofing the Mills County Storehouse. The Storehouse has \$15,000 insurance money and a total cost of \$40,000 to replace the roof.

Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Crouch seconded by Blankenship to approve a fireworks permit to Danny Creagan to be displayed on June 15 and 16, 2012 at 17260 Kane Avenue in Pacific Junction providing a burn ban is not in place.

Motion carried on a vote: Ayes: 2 Nays: 0

Engineer Mayberry brought in a set of grading plans to show the Board of Supervisors.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, June 19, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 19th day of June, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn and Richard Crouch present.

Motion by Crouch, seconded by Kohn to approve the June 19, 2012 agenda as presented and the June 12, 2012 minutes as corrected. Motion carried on a vote: Ayes: 3 Nays 0.

The Engineer took the Board of Supervisors on a site visit to view a driveway variance request along Deacon Road.

There were no utility permits to report.

Motion by Crouch seconded by Kohn to table the variance request along Deacon Road at this time. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve payment of an Iowa D.O.T. invoice for testing costs in the amount of \$114.78. These funds will be drawn from the Farm to Market account. Motion carried on a vote: Ayes: 3 Nays: 0

The Engineer made a notation of 4 changes made on the previous Bridge Embargo List. Motion by Kohn seconded by Crouch to approve Resolution 12-17, Bridge Embargo List.

BRIDGE EMBARGO

WHEREAS: The Board of Supervisors is empowered under authority of Section 321.236 Sub. (8), 321.255, and 321.471 to 321.473 of the Code of Iowa to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

WHEREAS: the Mills County Engineer has completed (or has caused to be completed) the Structural Inventory and Appraisal of certain bridges, in accordance with the National Bridge Inspection Standards and has determined (or it has been determined) that they are inadequate for two-lane legal loads at allowable operating stress.

NOW, THEREFORE, BE IT RESOLVED by the Mills County Board of Supervisors that vehicles and load limits be established and that signs be erected advising of permissible maximum weights thereof on the bridges listed, as follows:

FHWA #	County ID	Posting	Type of Vehicle	Fac. Carried	Feat. Crossed
245490	215673/L-120	15	All	LCL-RIST AVE	DRAINAGE
245681	370549/IC-153	19	All	LCL-370TH ST	NISHNABOTNA R
245411	238660/L-80	10	All	LCL-QUANDT ROAD	WAUBONSIE CR
247090	244550/O-303	10	All	LCL-ELLINGTON	KEG CREEK
246160	245614/C-140	10	All	LCL-245TH ST	DRAINAGE
245281	245650/R-108	30	All	LCL-PATHFIELD	WAUBONSIE CR
246180	259619/C-159	13	All	LCL-MONTAQUE RD	WAUBONSIE CR
246110	272577/C-39	22	All	LCL-272ND ST	OVER BNSF RR
246950	273500/I-21	10	All	LCL-APPLEWOOD	STREAM
245301	288665/R-161	15	All	LCL-QUIGG AVE	SPRING VALLEY CR
245870	303595/S-68	4	All	LCL-JAHNKE AVE	SILVER CREEK
245911	323605/S-76	17	All	LCL-KEYS AVE	RAINES BR
245040	330642/W-62	25	All	FA-330TH ST	NISHNABOTNA R
245005	340648/W-58	3	All	LCL-340TH ST	SMALL STREAM
246000	345610/IC-193	18	All	FA-LAMBERT AVE	NISHNABOTNA R
244921	345620/W-4	8	All	LCL-MARH AVE	NISHNABOTNA R
246550	404527/A-115	3	All	LCL-COMPASS AVE	STREAM
246820	348535/A-157	21	All	LCL-DONNER AVE	LOCAL CREEK
246910	353554/A-243	25	All	LCL-FRY AVE	MUD CREEK
244850	368660/D-181	10	All	LCL-QUEEN AVE	DEER CREEK
244730	373650/D-116	17	All	FA-PADDOCK AVE	DEER CREEK
244720	378640/D-94	21	All	LCL-OMAN AVE	DEER CREEK
244670	391630/D-56	17	All	LCL-NOYES AVE	DEER CREEK
245600	395580/IC-99	15	All	LCL-INGRAHAM AV	STREAM

244880	397670/D-224	3	All	LCL-RAINS AV	HUNTERS BRANCH
245591	400575/IC-67	4	All	LCL-400TH ST	INDIAN CREEK
245730	400602/IC-162	21	All	LCL-400TH ST	INDIAN CREEK
244810	401662/D-155	10	All	LCL-400TH ST	HUNTERS BRANCH
245710	413604/IC-158	4	All	LCL-KROON ROAD	LOCAL STREAM
245681	418595/IC-153	7	All	LCL-JARRED AVE	CREEK

Motion carried on a Roll Call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Tom Kennedy was present to discuss his concerns on Eastman Road. He asked why the County is no longer providing dust control on Eastman Road. The response is an issue of financial obligation. The Engineer stated this \$8,000 cost is not something he feels all taxpayers of the County should be burdened with. Mayberry also stated his concern of liability and the County Attorney assured him this would not be a liability issue. The Engineer will send letters to the landowners in the area of Eastman Road to offer them an option of purchasing calcium chloride in that area.

Patrick Binns, IT Director, was present to provide a bid for the purchase of network switches in the amount of \$26,000. Binns would take \$6000 from the IT budget this year and another \$6000 out of next year’s budget leaving a balance of \$15,000 to come from County funds for the courthouse renovation project.

Motion by Crouch seconded by Kohn to approve the purchase of network switches with payment of \$12,000 from the IT budget and \$15,000 from County funds.

Motion carried on a vote: Ayes: 3 Nays: 0

Larry Winum, Linda Washburn, from Glenwood/Mills County Economic Development and Clint Sless from MAPA to discuss Resolution 12-18 – EDA Grant.

Motion by Crouch seconded by Kohn to approve an endorsement application for Economic Development Administration EDA Disaster Relief funding opportunity to complete a levee accreditation study for the M&P Levee District.

RESOLUTION 12-18

A RESOLUTION OF THE MILLS COUNTY BOARD OF SUPERVISORS ENDORSING AN APPLICATION FOR ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) DISASTER RELIEF FUNDING OPPORTUNITY TO COMPLETE A LEVEE ACCREDITATION STUDY FOR THE M & P LEVEE DISTRICT, LEVEE MRLS L-611-614.

WHEREAS, Mills County wishes to ensure the safety of all citizens living in the levee protected areas along the Missouri River and Upper Pony Creek; and

WHEREAS, Mills County proposes to support the completion of a levee accreditation study which will consist of a complete engineering analysis of the existing mainstream levee on the left bank of the Missouri River in Mills & Pottawattamie Counties in Iowa, and the connecting tie-back levees along the Upper Pony Creek in Pottawattamie County and the Lower Pony Creek Drainage District in Mills County, which also protects the City of Pacific Junction; and

WHEREAS, Federal EDA funds are requested in the amount of \$1,244,000 (80%) and will be matched by \$311,000 (20%) from Mills County; and

WHEREAS, the proposed project will provide accreditation to the levee district and/or determine improvements necessary for the levees to become accredited levees under FEMA’s National Flood Insurance Policy (NFIP) standards and expand economic development opportunity for these areas; and

WHEREAS, the EDA Disaster Relief funds were created to promote economic resiliency after a natural disaster occurrence and the levee accreditation study of levee district MRLS L-611-614 qualifies as an eligible project.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Mills County, Iowa That the Board of Supervisors hereby endorses the EDA Disaster Relief Application dated **June 19, 2012** to fund a levee accreditation study of levee district MRLS L-611-614.

Motion carried on a roll Call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Seventeen taxpayers, Engineer Mayberry and Darin Whatcott from Building and Zoning were present for the 2nd reading and discussion of Ordinance 12-01 – Amendment of Zoning Ordinance Setting Forth the Revised Regulations Governing the Orderly Land Development for all the Unincorporated Area of Mills County, Iowa.

Doug Beckman opened by asking what the proposed changes were to be in the Ordinance.

Concerns were brought up regarding the farm land in Silver Creek and the removal of topsoil. Corey Leick, owner of that farm land, explained that the top soil is stripped and piled on-site according to specifications of the grading permit. Leick also explained that most of the dirt that was barrowed on this farm land went to the Missouri river bottom to assist with repairs due to flood damage. His intent was to put that particular ground back to farm ground.

Concerns were raised that if the amendment is approved there will be barrow ground everywhere. Supervisor Kohn suggested that a few restrictive items will be a part of the grading plan to make sure there is a plan for the land once the barrow is complete.

Mark and Alan Hughes both mentioned that there are restrictions presently that keep these barrow pits from popping up everywhere.

Leick stated he didn't feel the Board of Supervisors wanted to stop economic development in the County, that he is a farmer, and a businessman who employs 25-30 people, pays both property and sales tax, and purchases fuel and other items in the County. He also explained land is not cheap to purchase and an Engineer must be hired to do grading plans with expenses for extracting dirt.

Other concerns were with the safety of others when the big trucks are coming in and out on County roads, and the weight of the trucks with their loads. Supervisor Crouch stated that the farming community is one of the worst as far as destruction of the roads. Chris Rockwell explained he had purchased land here with the hopes of building a business and his concern is that if he has to travel a great distance for fill dirt from designated areas it may be cost prohibitive to build here.

Marjean Sargent and Lana White would like to see a balance and doesn't want to stop economic development. They are afraid that amending this Ordinance will open up other issues. Supervisor Kohn will prepare his proposed amendments for the grading plan and have it available for the third reading on June 26, 2012 and final approval.

Motion by Crouch seconded by Kohn to approve the 2nd reading of Ordinance 12-01 - Amendment of Zoning Ordinance Setting Forth the Revised Regulations Governing the Orderly Land Development for all the Unincorporated Area of Mills County, Iowa.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve a fireworks permit to Mitch Nightser for July 4th at 25616 Irish Avenue in Glenwood, IA providing a burning ban is not in place.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve authorizing the Auditor to cancel outstanding warrants over 1 year old.

Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, the Board of Supervisors will meet again on Tuesday, June 26, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 26th day of June, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn.

Motion by Crouch seconded by Kohn to approve the June 26, 2012 agenda as presented and June 19, 2012 minutes as corrected.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Assistant to the Engineer Richard Parks and the Board of Supervisors discussed the driveway variance request along Deacon Road and Ellington Avenue.

Motion by Kohn seconded by Crouch to deny the variance request on Deacon Road and allow the use of the existing driveway on Ellington Avenue.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve voucher #3 for project BRS-CO65-(75)-60-65, bridge replacement on Lambert Avenue, in the amount of \$220,146.40 to Murphy Heavy Contracting Corp. in Anita, Iowa.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott, Building and Zoning Administrator, updated the Board on the status of current building permits that have been issued by the Building and Zoning Department and the status of a residential mobile home that is currently on 190th Street that will be removed by Thursday, June 28, 2012 or citations will be issued.

Motion by Kohn seconded by Crouch to approve hiring Lindsay Andersen as a part-time Assistant County Attorney starting July 2, 2012 for 20 hours per week, at a salary of \$28,500.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott, Building and Zoning, Eric Hansen, County Attorney and 7 Mills County residents were present to discuss changes in the 3rd reading of Ordinance 12-01 – Amendment of Zoning Ordinance Setting Forth the Revised Regulations Governing the Orderly Land Development for all the Unincorporated Area of Mills County, Iowa.

Each change was read and discussed. Time frames on the grading/special use permits were discussed, pertaining to how long a barrow pit could be open. A change was made stating that upon issuance, said permit may be subject to review with a report by the Zoning Official and/or the County Engineer.

Whatcott stated that if requirements are not followed with these permits, violations could result in citations being issued.

Lana White expressed her concern that if Mills County opens up the entire County for these barrow pits, there is the possibility of having several barrow sites in the County at one time.

Tom Paltani lives across from the barrow pit currently being used on Jabber Road. He expressed his concerns on how this barrow pit is being run. He asked that the contractor be a “better neighbor”. Cory Leick stated he is working with loaders and truckers to be more diligent about the mud, load sizes, etc., and reducing the impact on roads and neighbors.

The Board thanked all the people attending for their feedback on this Ordinance.

Motion by Kohn seconded by Crouch to accept the 3rd reading of Ordinance 12-01 Amendment of Zoning Ordinance Setting Forth the Revised Regulations Governing the Orderly Land Development for all the Unincorporated Area of Mills County, Iowa.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to give final approval to Ordinance 12-01- Amendment of Zoning Ordinance Setting Forth the Revised Regulations Governing the Orderly Land Development for all the Unincorporated Area of Mills County, Iowa.

ORDINANCE # 12-01

AN ORDINANCE TO AMEND THE COUNTY CODE OF ORDINANCES OF MILLS COUNTY, IOWA, BY AMENDING CHAPTER 27 – ZONING ORDINANCE SETTING FORTH THE REVISED REGULATIONS GOVERNING THE ORDERLY LAND DEVELOPMENT FOR ALL THE UNINCORPORATED AREA OF MILLS COUNTY, IOWA.

BE IT THEREFORE ORDAINED BY THE
BOARD OF SUPERVISORS OF MILLS COUNTY, IOWA:

SECTION 1. **AMENDMENT** :. An amendment to Chapter 27 – Zoning Ordinance Table 4.01 – Use Matrix to allow with a special use permit and an approved grading plan resource extraction in those zones designated as AG and AR. Page 4 of Table 4.01 would therefore appear as follows after the amendment:

Table 4.01: Use Matrix										
	Intensit y Rating	OS	AG	AR	LH	V	C-1	C-2	I	+ Reg
PARKING USES										
Off-Street Parking	H									
Parking Structure	H									
INDUSTRIAL USES										
Agricultural Industry	I								P	
Construction Yards	H		S					S	P	
Custom Manufacturing	M		S	S	S			P	P	
Light Industry	M		S	S	S			P	P	
General Industry	H		S					S	P	
Heavy Industry	I								P	
Recycling Collection	M		S	S	S			P	P	
Recycling Processing	H		S					S	P	
Resource Extraction	I		S	S					S	Yes**
Salvage Service	I							S	S	
Vehicle Storage (Long-term)	H		S					P	P	
Warehousing (Enclosed)	M		S	S	S			S	P	
Warehousing (Open)	H		S						P	
TRANSPORTATION USES										
Aviation (General)	I	S	S							
Aviation (Private)	I	S	S							
Railroad Facilities	I	S	S						P	
Truck Terminal	H	S	S						P	
Transportation Terminal	H	S	S						P	
MISCELLANIOUS USES										
Alternative Energy Production Devices	M		P	P	S		S	P	S	
Amateur Radio Tower	L	P	P	P	P		P	P	S	
Communication Tower	M		P	P	S		S	P	S	
Construction Batch Plant	H		S	S				S	P	
Landfill (Non-Putrescible)	H		S	S				S	P	
Landfill (Putrescible)	H		S	S				S		
WECS	L	P	P	P	P		P	P		

P Permitted by right or by right subject to supplemental regulations

S Permitted by Special Use Permit

Blank Not Permitted

OS – Open Space District **AG** – Agriculture District **AR** – Agriculture/Residential District

LH – Loess Hills Conservation Development **V** – Village District

I – Industrial

C-1 – Convenience Commercial **C-2** – Highway-Oriented Commercial

**For AG and AR Zoning Districts; Resource Extraction is allowed with the submission of a grading plan(s) for County process approval.

SECTION 2: **AMENDMENT** :. An amendment to Chapter 27 – 27.7.3 by deleting that section and replacing said section with the following language:

27.7.3 GP GRADING PERMIT OVERLAY DISTRICT

a. Purpose and Application

These regulations apply to certain land disturbing activities within Mills County with additional requirements within the Loess Hills Conservation Development District (LH). The grading permit requirements are intended to insure that problems potentially caused by extensive grading are averted to return the affected land to a permitted use, and to conserve the unique environmental features of the Loess Hills environment in Mills County. These regulations do not apply to the following activities:

- (1) Plowing, disking, preparation, or use of any land for the crop production or animal production use types. Terracing of land for agricultural purposes is also exempt.
- (2) Work done by any political subdivision on any dedicated street or drainage right-of-way.
- (3) The installation, maintenance and/or repair of a septic system shall not require approval of a Grading Permit or Special Use Permit, as specified, prior to carrying out such activity provided the final grade does not deviate from the existing grade.
- (4) Repair, replacement, or rehabilitation work performed by or on behalf of the Mills County Secondary Roads Department. The County Engineer shall obtain all State and Federal permits.

b. Grading Permit and Special Use Permit Requirements

The following actions require approval of a Grading Permit or Special Use Permit, as specified, prior to carrying out any of the following actions:

(1) Grading, Excavation and/or Resource Extraction: County Wide (Outside LH District)

The removal, addition, or relocation in any twelve (12)-month period of soil or other resource materials extraction from any single parcel owned or controlled by any single entity, including joint tenants and co-tenants when the disturbed area exceeds one (1) acre. Such activity must secure a Special Use Permit from the Zoning Board of Adjustment, as described in Section 27.1.10(i)(4) and then a Grading Permit from the Mills County Engineer must be issued prior to undertaking any grading and/or removal operations. Upon issuance, said permit may be subject to review annually with a report of the zoning official and/or county engineer.

The following non-exclusive requirements shall be met prior to approval by the Zoning Board of Adjustment:

- (a) Establish the location of and the amount of soil or other resource material to be removed from the parcel(s).
- (b) Establish and provide a timeframe and/or length of operation during which the soil or other resource material will be removed from the parcel(s).
- (c) Establish a restoration plan for the affected land which includes a time frame for restoration and identifies the type of vegetation which will be re-established.
- (d) Establish the zoning use of the parcel(s) after the resource extraction and obtain the approval of the Planning and Zoning Board if a non-conforming use is to be established.
- (e) Establish a maintenance plan with the County Engineer on repair/restoration for any additional damage beyond normal usage for all County roads which may be impacted by trucks/heavy equipment removing the soil and/or other resource materials.

(2) Grading and Excavation: Loess Hills Conservation Development District

The removal, addition, or relocation in any twelve (12)-month period of soil or other materials from any single parcel owned or controlled by any single entity, including joint tenants and co-tenants when the disturbed area exceeds 5,000 square feet. Such activity must secure a Special Use Permit from the Zoning Board of Adjustment, as described in Section 27.1.10(i)(4), and then a Grading Permit from the Mills County Engineer must be issued prior to undertaking any grading operations.

c. Criteria and Standards

Applications for Grading Permits and Special Use Permits for Grading in the LH District must include the following submittals. Control measures in addition to those listed below may be imposed as conditions of the Grading Permit or Special Use Permit as needed to reduce or prevent damage to the environment.

(1) An Erosion and Sediment Control Plan that demonstrates how the development of the site will:

(a) Keep erosion on site to allowable soil loss limits as per NRCS Soil Survey.

(b) Prevent siltation of waterways and loss of sensitive soils.

(c) Prevent deterioration/damage to man-made structures.

(d) Protect wildlife habitat and protective vegetation.

(e) Erosion and Sedimentation Plan must meet NPDES requirements.

(f) Plan must minimize excessive cut and fill. Use phased grading techniques where applicable.

(2) Storm Water Control Plan that demonstrates how the development of the site will:

(a) Avoid alteration of existing drainage patterns. See Iowa Drainage Rules.

(b) Prevent increase in storm runoff or velocity from site that would exceed waterway capacity or damage to natural/human-made environment.

(3) Disturbance of Sensitive or Unique Features

(a) Buffering

i) No activity controlled by these regulations may take place within fifty (50) feet of a wetland.

ii) No activity controlled by these regulations may take place within fifty (50) feet of an intermittent streambank or one hundred (100) feet of a perennial streambank.

(b) Effects on Features

Plans for development and construction shall avoid damaging or destroying unique or sensitive features, or causing significant changes to the eco-system that would adversely affect those features.

(c) Assessment of Effects

An assessment must be prepared by the applicant to identify both direct and indirect effects of the proposed activity on the environment, including a determination of whether the effects are potentially adverse or beneficial. Alternatives to the proposed action must be identified, along with an assessment of the potential effects of the alternatives.

(d) Mitigation of Damage

If the environmental assessment findings indicate that there are no feasible alternatives that would prevent damage or destruction to the unique or sensitive feature, a study must be conducted to identify the extent of the adverse effects and a sensitive or unique feature mitigation plan must be prepared to identify measures necessary to mitigate the adverse effects. The plan must be prepared by persons qualified in the areas of natural sciences and engineering or related fields, and submitted to the county for review and recommendation by county officials and experts in the same areas.

d. Grading Permit and Special Use Permit Application Requirements

Any Grading Permit or Special Use Permit application for grading and excavation must include the following information:

(1) An Erosion and Sediment Control Plan and Storm Water Control Plan as described in Section 27.7.3(c), prepared by a CPESC-certified individual;

(2) A landscaping plan, showing both existing vegetation and proposed plantings, including a proposed sequence for planting, if applicable; and

(3) Additional plans, if applicable according to the standards and criteria of this Section:

(a) An assessment of the effect of the proposed activity on the water table;

(b) A plan for perimeter buffers and screening of the site; and

(c) Any additional information deemed necessary by the Zoning Officer for review of the proposal.

SECTION 3. EFFECTIVE DATE: This ordinance shall become effective after its passage and publication by law.

Roll Call Vote: Couch – Aye, Kohn – Aye, Blankenship – Aye

Motion to approve Resolution 12-19 – Resolution Approving Participation in Planning.

RESOLUTION 12-19
A RESOLUTION OF THE BOARD OF SUPERVISORS OF MILLS COUNTY
APPROVING PARTICIPATION IN PLANNING

WHEREAS, The Iowa Legislature has passed and the Iowa Governor has signed SF2315 An Act relating to Redesign of Publicly Funded Mental Health and Disability Services; and

WHEREAS, SF2315 expresses the intent of the legislature that Mental Health and Disability Services shall be provided by counties operating together as Regions; and

WHEREAS, the Mills County Board of Supervisors finds it in the public’s best interest to make informed decisions on entering into a Region based on sound planning; and

WHEREAS, the Counties in Southwest Iowa have begun planning for the Development and Delivery of Mental Health and Disability Services through a Regional Structure:

BE IT RESOLVED that Mills County commits to participate in the planning and development of this MH/DS Region in Southwest Iowa including the counties who have agreed to participate.

BE IT FURTHER RESOLVED that Mills County hereby authorizes the county CPC to attend and participate in all planning meetings throughout the planning process.

BE IT FURTHER RESOLVED that Mills County understands that this is for planning purposes and the decision to join a region would be made when a final 28E agreement has been received.

Roll Call Vote: Kohn – Aye, Crouch – Aye, Blankenship – Aye

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, July 2, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 3rd day of July, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn and Richard Crouch present.

Motion by Crouch, seconded by Kohn to approve the July 2, 2012 agenda as presented and the June 26, 2012 minutes as corrected. Motion carried on a vote: Ayes: 3 Nays 0.

There were no utility permits to report.

Lisa Tallman, representing the Mineola Community Center was present to invite the Board of Supervisors to the groundbreaking on July 14, 2012 at 11:00 a.m. for the new community center in Mineola. Tallman thanked the Board for waiving the permit fees for this construction.

Discussion was held with the Engineer regarding information for a bike trail in the Emerson area.

The Engineer stated that he has sent out letters regarding thistles.

Motion by Kohn seconded by Crouch to authorize Chair to sign the Substance Abuse Grant written by Sheri Bowen, Mills County Public Health Director.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the following cigarette and tobacco permits: Bluffs View Motel and Café, BP Amoco, KLK Enterprises dba Lake Ohana Market, The Beer Barn, and E-Stop.

Motion carried on a vote: Ayes: 3 Nays: 0

Brandt Hopp requested approval of two fireworks permits

- 1) on July 4th at 22864 Jamett Road for Southwest Iowa Sportsman's Club and
- 2) on July 7th at the Mills County Fairgrounds in Malvern.

Motion by Crouch seconded by Kohn to approve the fireworks permits providing a burn ban is not in place.

Motion carried on a vote: Ayes: 3 Nays: 0

The MidAmerica Motorplex 5-day liquor license request was tabled because all information to obtain said license was not available.

Darin Whatcott, Building and Zoning Director, Tom Ling, 911 Director and Larry Hurst, Emergency Management Director was present as Pete Franks from The Frank's Design Group updated the Board on the progress of the Courthouse project. The public hearing is set for July 10th to release for bidding. A pre-bid construction meeting is scheduled for July 26th with bid opening on August 9th. Award of bids will be on August 14th and groundbreaking is scheduled to begin by September 3, 2012.

Motion by Kohn seconded by Crouch to approve Resolution 12-20 – FY 2012/13 Appropriations.

Resolution 12-20

BE IT RESOLVED, this 3rd day of July, 2012, that the Mills County Board of Supervisor, Mills County, Iowa, appropriate funds to the various County offices and departments for the fiscal year 2012-2013:

DEPARTMENT	AMOUNT
01 Board of Supervisors	165,415
02 Auditor	388,230
03 Treasurer	326,952
04 County Attorney	383,117
05 Sheriff	1,725,793
06 Clerk of Court	2,200
07 Recorder	97,805
10 Communications	523,174
18 LOST	320,281

20 County Engineer	5,693,665
21 Veterans Affairs	42,534
22 Conservation	511,904
23 Health Board	1,350,800
24 DECAT	503,408
25 Human Services	16,450
26 Reap/Conservation	77,150
27 General Relief	50,054
28 Medical Examiner	31,500
33 Libraries	55,912
51 Courthouse	1,624,150
53 Custodian	96,822
54 Zoning/Building & Safety	105,800
55 IT	163,179
58 Safety Management	10,229
59 Mental Health Trust & Agency	972,686
60 Mental Health	1,713,080
61 Juvenile Probation	64,236
62 CD Treatment Services	12,700
63 Juvenile Foster Shelter Care	8,000
70 Emergency Management	159,311
99 Non Departmental	825,256
TOTAL EXPENDITURES	\$18,026,793.00

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Crouch seconded by Kohn to approve Resolution 12-21 – FY 2012/13 Secondary Road Transfers.

RESOLUTION 12-21

The Mills County Board of Supervisors met on this 3rd day of July, 2012 to authorize the County Auditor to periodically transfer funds from the General Basic, Rural Services Basic fund and Other Special Revenue Fund (Lost Property Tax Relief) funds to Secondary Roads fund during the 2012-2013 budget year in accordance with Sections 331.432 and 331.429 Code of Iowa. The total maximum transfer from General Basic for fiscal year 2012-2013 shall not exceed **\$134,939**. The total maximum transfer from Rural Services Basic fund shall not exceed the sum of **\$1,518,148**. The total maximum transfer from Other Special Revenue fund (LOST) shall not exceed the sum of **\$213,520**. The Auditor shall order periodic transfer from said funds to the Secondary Road fund and notify the Treasurer and County Engineer the amounts of said transfers. Transfers shall not exceed the sums stated above.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Kohn seconded by Crouch to approve Resolution 12-22 – FY 2012/13 Salaries.

RESOLUTION #12-22

Salaries effective July 1, 2012 are as follows:

Deputies: Kristine Schoening, Pam Madison; \$42,544.00; Marilee Gayer, LuAnne Christiansen; \$42,335.00, Lisa Tallman; Melinda Lucy: \$39,845.00; **Clerks:** ; Julie Snyder; \$39,541.00; Teresa Andersen, Jill Ford; \$37,355.00; **Election Assistant:** Lori Ingoldsby; \$41,043.00; **Secretary:** Janice Johansen; \$41,353.00; **Office Manager:** Mary King; \$39,854.00; **Civil Process Clerk:** Sandy Wyszenski; \$35,354.00; **Record’s Clerk:** Christina Shere; \$35,354.00; **Chief Deputy:** Bruce Paulsen; \$54,638.00; **Sergeant:** Kim Clark; \$53,352.00; **County Attorney Assistant:** Patricia McSorley; \$59,359.00; **Victim Witness Coor/Sec Asst:** Jill McAleer; \$39,754.00; **Emergency Management:** Larry Hurst; \$46,519.00; **Safety Director:** Larry Hurst; \$4,965.00; **Custodian:** Michael Roenfeld-\$15.50/hr; Stephen Poole-\$14.00/hr; **CPC/Director of Case Management:** Danelle Bruce; \$68,000.00; **Case Management Supervisor:** Reba Richie; \$60,000.00; **Case Managers:** Denise Shull; \$44,712.00; John Olson; \$41,870.00; Este Peterson, Tiane Hennings, Lindy Osborne; \$38,000.00 **Administrative Assistant:** Chris Falk-\$15.64/hr; **Communications Director;** Tom Ling; \$59,952.00.

Salaries for Secondary Roads personnel are as follows:

County Engineer: Kevin Mayberry; \$91,659.00; **Administrative:** Nancy Lincoln-\$20.90/hr; Richard Parks-\$23.57/hr; Charlene Johnson-\$17.08/hr; **Management & Technical:** Bill Horton-\$23.15/hr; Junior Hughes-\$20.90/hr; Hugh Hansen, Roger Sell-\$24.56/hr; David Yezek-\$29.12/hr.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

The Board adjourned to meet with the Assessor as a part of the Conference Board at 11:31 a.m. The Assessor proceeded with her transfers and combination of funds as per HS524 legislation. The Conference Board adjourned at 11:35 a.m. The Board of Supervisors returned to regular session.

Motion by Kohn seconded by Crouch to approve the 14 day liquor license for Cooney, Freshour LLC for a pre-Sturgis party August 2, 2012 through August 9, 2012 at Loess Hills Harley-Davidson.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board received the Recorder's June report of fees and the May jail monthly report.

There being no further business to come before the Board at this time, the Board of Supervisors will meet again on Tuesday, July 10, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 10th day of July, 2012, at the Courthouse in Glenwood with Joe Blankenship, Ron Kohn and Richard Crouch present.

The agenda was amended to allow for a continuation of a Public Hearing that should have been scheduled for 11:00 a.m. today. This will be on the July 17, 2012 agenda.

Motion by Kohn, seconded by Crouch to approve the July 10, 2012 amended agenda as corrected and the July 3, 2012 minutes as corrected. Motion carried on a vote: Ayes: 3 Nays 0.

There were no utility permits to report.

Engineer Mayberry discussed updates regarding bridge projects in Mills County.

Supervisor Crouch received a phone call from Tom Kennedy requesting the Board of Supervisors to consider partial payments for dust control on Eastman Road .

Motion by Crouch seconded by Kohn to hire Melissa Gray effective July 16, 2012 with a beginning salary of \$34,021 and \$35,042 after 6 months for the position of Veteran's Affairs/General Relief. Gray has passed all the necessary testing.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize Chair to sign the Solutions Annual Support Agreement in the amount of \$25,280.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize Chair to sign a contract with Nishna Productions for cleaning the offices of Veteran's Affairs and Rolling Prairie Case Management for \$16.53 per time. Cleaning will include office space and common areas, with supplies being extra.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize Sheriff Goos to hire Justin Farnan as a Mills County Deputy at a salary of \$43,484 beginning July 23, 2012.

Motion carried on a vote: Ayes: 3 Nays: 0

At 11:00 a.m. notification that Notice of Hearing appeared in the newspapers and the Board of Supervisors will have a continuance of Public Hearing with formal action on July 17, 2012 as it was inadvertently omitted from the agenda.

The Board of Supervisors will not meet on July 13, 2012 as previously scheduled.

Pete Franks from The Frank's Design Group and Tom Ling, Communications Director joined the session to go over plans for the Courthouse project. Supervisor Crouch asked Franks to be in contact with the City to make them aware of the County's plans and needs. Franks will set up a meeting with the City and requested that Crouch attend.

There being no further business to come before the Board at this time, the Board of Supervisors will meet again on Tuesday, July 17, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 17th day of July, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch seconded by Kohn to approve the July 17, 2012 agenda and July 10, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were 3 utility permits to report:

Glenwood Municipal Utilities for sample stations located at:

190th and Hammond

Chamois Circle at Ohana Subdivision

Woodfield Subdivision located at the corner of Glover and Elderberry.

Engineer Mayberry discussed with the Board some potential equipment purchases he may make from the 2012/2013 Secondary Roads budget. One priority item is to do a total re-build on the 10 year old 140H CAT with new wiring, tires and hydraulic hoses at a cost of \$112,152. A new warranty would be included in this re-build.

Mayberry also stated that mowers and other equipment will need to be replaced during the 2012/13 budget year.

The Board attended the Chamber coffee at the jail for the Open House.

Tom Kennedy was present to propose a dust control option. The cost is \$6,200 and Kennedy requested that if the County pays ½ of the cost, he will get the other ½ from landowners on Eastman Road.

The Board explained they can't justify paying ½ of the cost with taxpayer monies for a small area of road. Supervisor Blankenship stated that if the Board gets a recommendation from the Engineer or County Attorney stating that the County needs to do this, he would then be in favor of this proposal.

Motion by Crouch seconded by Kohn to approve Resolution 12-23 – Memorandum of Understanding – Heartland 2050 Consortium Agreement.

**MEMORANDUM OF UNDERSTANDING
HEARTLAND 2050 CONSORTIUM AGREEMENT**

WHEREAS, the Omaha-Council Bluffs Metropolitan Area Planning Agency (MAPA) submitted an application to the U.S. Department of Housing and Urban Development (HUD) Sustainable Communities Regional Planning Grant (hereafter "Grant") in October 2011 to support Heartland 2050, a regional visioning effort in the eight-county Omaha-Council Bluffs Metropolitan Statistical Area; and

WHEREAS, at time of application, 30 partners representing 95% of the region's population signed memoranda of understanding that pledged support of the application and Heartland 2050 initiative if funds were awarded, and committed in-kind and leveraged resources to count toward the local share of Federal funding; and

WHEREAS, MAPA was awarded a Grant in the amount of \$2,045,000 to develop the Heartland 2050 regional vision and plan for sustainable development and entered into a cooperative agreement with HUD on February 6, 2012; and

WHEREAS, a final Heartland 2050 Work plan (Exhibit A) has been prepared and approved by HUD that formalizes the project approach and goals outlined in the original Grant application; and

WHEREAS, the goal of Heartland 2050 is to define a vision, based in shared community values, of how the region should grow and develop through the middle of the 21st century, along with sector-specific plans that help the region progress toward the vision; and

WHEREAS, the core attributes of the proposed approach are inclusion, collaboration, and data-driven decision-making; and

WHEREAS, the original partnership brought together at the time of application will heretofore be known as the Heartland 2050 Consortium, and stands invested with substantive leadership of the Heartland 2050 regional visioning and planning process; and

WHEREAS, any eligible government entity, non-profit or private sector organization, academic or research institution, philanthropic foundation, community organization, or specialized agency that bears responsibility for, or has an interest in, the sustainable development of the Heartland region may apply to become a Heartland 2050 Consortium member and signatory to this Agreement;

NOW, THEREFORE, Mills County agrees to the following by signing this Agreement:

1. Participate as a member of the Heartland 2050 Consortium in the development of a regional plan for sustainable development (hereafter RPSD) and the visioning process underpinning it;
2. Support the essential project goals, program of work, and participatory and functional structure for accomplishing the work of Heartland 2050, identified in Exhibit A – Heartland 2050 Work plan and Exhibit B – Heartland 2050 Consortium and Partnership Agreement Packet, incorporated herein by reference;
3. Engage in meaningful review of strategy and report documents, data, scenarios, major recommendations, and other classes of work product, and provide timely feedback to MAPA project management staff, other Consortium members, and the project Steering Committee;
4. Work collaboratively with fellow Consortium members and MAPA project management staff to resolve differences and work toward compromise if or when conflict arises within the Consortium;
5. Designate a policy-level liaison and named alternate(s) to the Heartland 2050 Consortium, one of whom shall be present at all meetings of the Consortium, with no more than four (4) organizational absences permitted before membership is suspended;
6. Participate in project governance bodies, including but not limited to: Heartland 2050 Steering Committee, the Equity and Engagement Committee, one or more technical working groups, and one or more communities of practice advisory group appropriate to Mills County's capacity and mission, and to ensure that Mills County's interests, perspectives, and needs, and plans are represented at appropriate levels of decision-making;
7. Communicate the work of the Consortium to staff, stakeholders, and the public at large;
8. Assist the Consortium, MAPA project management staff, and consultants with outreach and engagement of the public as well as groups who are traditionally marginalized or underrepresented in community planning processes, to ensure maximum reach and inclusion in the visioning and planning work of Heartland 2050;
9. Share relevant data, maps, plans, and lessons learned with other Consortium members to promote mutual understanding of issues and opportunities within the region and build capacity to address and/or capitalize on them;
10. Provide staff support, meeting space, or any other in-kind or leveraged resources to be counted toward local match of the Grant funds, as outlined in original letters of intent and confirmed in a final letter of commitment addressed to MAPA from Mills County within 90 days of the execution of this agreement;
11. Recognize MAPA as lead project manager and fiscal agent solely as a benefit and convenience to Mills County and not to hold MAPA liable in any manner in this capacity.

AND FURTHERMORE, MAPA agrees to confer directly the following benefits of participation in the Heartland 2050 Consortium:

1. As a Heartland 2050 Consortium member, Mills County will have full voice at all Consortium meetings;
2. Mills County will have a direct role in developing and seating the project Steering Committee, Equity and Engagement Committee, and subsidiary technical working groups and communities of practice advisory groups constituting the project's governance structure, including first right of consideration for seats on all such committees and working groups;
3. Provide Mills County with access to information and data collected by MAPA, consultants, sub grantees, and Consortium members pursuant to the project;

4. Notify Mills County of capacity-building opportunities, including webinars, conferences, and other national best-practice learning opportunities through the National Sustainable Communities Learning Network;
5. Provide additional premium educational and informational opportunities to Mills County that support and assist its participation in development of the vision and RPSD, or build capacity for ongoing regional work;
6. Recognize Mills County's Consortium membership as a notable prerequisite to eligibility for Preferred Sustainability Status (PSS) points on applications for HUD funding, or other special future consideration by Federal funding agencies, which may assist Mills County in obtaining funding support for planning or implementation projects aligned with the goals of the Heartland 2050 initiative.

THIS AGREEMENT may be suspended or terminated by either party upon 30 days' written notice to the other party's Chief Executive Officer. If Mills County opts to leave the Heartland 2050 Consortium, Mills County will be held accountable for any work items or deliverables promised or due prior to the effective date of withdrawal. The only conditions under which Mills County will be suspended or terminated from Consortium membership by MAPA are:

1. If Mills County fails to attend more than 4 meetings of the Heartland 2050 Consortium over the course of the project;
2. If Mills County fails to deliver in-kind or leverage commitments within the timeframe specified in the subsequent letter of commitment;
3. If Mills County is the subject of a fair housing complaint found by HUD to have merit, per the reasons identified in Section 9 of Exhibit B – Heartland 2050 Consortium and Partnership Agreement Packet.

THIS AGREEMENT stands executed from the date of signature by both parties to the agreement, and shall remain in effect until March 1, 2015. Upon mutual written agreement among the parties, this agreement may either be amended or extended, provided that approval for such is given as to form.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Kohn seconded by Crouch to approve the purchase of 2 laptop computers for the County Attorney's office in the amount of \$2694.55.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott from Building and Zoning, Tom Ling, 911 Director and Larry Hurst, Emergency Management Director were present for the public hearing for the proposed plans, specifications and form of contract for the Mills County Courthouse addition and renovation project.

The public hearing opened at 11:04 a.m. by Supervisor Blankenship. There were no written or verbal comments received. The public hearing was closed at 11:06 a.m.

Motion by Kohn seconded by Crouch to accept the proposed plans, specifications and form of contract and authorize the architect to initiate the bidding process.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve a cigarette permit to IM Pumper/Cheap Smokes.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve a Class C liquor license renewal for outdoor service and Sunday sales to the Backroom at Lake Ohana Market.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve Michelle Franks, Boost 4 Families from a part-time position to a full-time position with a salary of \$36,400.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board received the June month end reports.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, July 24, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 24th day of July, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch seconded by Kohn to approve the July 24, 2012 agenda and July 17, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Crouch seconded by Kohn to authorize Chair to sign pay voucher #4 in the amount of \$76,015.31 to Murphy Heavy Construction for project BRS-CO65(75)-60-65, Bridge replacement on Lambert Avenue over the Nishnabotna River.

Motion carried on a vote: Ayes: 3 Nays: 0

Amended Resolution 12-17 – Bridge Embargo, shows 4 changes that were made.

Motion by Kohn seconded by Crouch to approve amendment to Resolution 12-17 Bridge Embargo.

Amended Resolution 12-17 Bridge Embargo

WHEREAS: The Board of Supervisors is empowered under authority of Section 321.236 Sub. (8), 321.255, and 321.471 to 321.473 of the Code of Iowa to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

WHEREAS: the Mills County Engineer has completed (or has caused to be completed) the Structural Inventory and Appraisal of certain bridges, in accordance with the National Bridge Inspection Standards and has determined (or it has been determined) that they are inadequate for two-lane legal loads at allowable operating stress.

NOW, THEREFORE, BE IT RESOLVED by the Mills County Board of Supervisors that vehicles and load limits be established and that signs be erected advising of permissible maximum weights thereof on the bridges listed, as follows:

FHWA #	County ID	Posting	Type of Vehicle	Fac. Carried	Feat. Crossed
245490	215673/L-120	15	All	LCL-RIST AVE	DRAINAGE
245681	370549/A-205	19	All	LCL-370TH ST	NISHNABOTNA R
245411	238660/L-80	10	All	LCL-QUANDT ROAD	WAUBONSIE CR
247090	244550/O-303	10	All	LCL-ELLINGTON	KEG CREEK
246160	245614/C-140	10	All	LCL-245TH ST	DRAINAGE
245281	245650/R-108	30	All	LCL-PATHFIELD	WAUBONSIE CR
246180	259619/C-159	13	All	LCL-MONTAQUE RD	WAUBONSIE CR
246110	272577/C-39	22	All	LCL-272ND ST	OVER BNSF RR
246950	273500/I-21	10	All	LCL-APPLEWOOD	STREAM
245301	288665/R-161	15	All	LCL-QUIGG AVE	SPRING VALLEY CR
245870	303595/S-68	4	All	LCL-JAHNKE AVE	SILVER CREEK
245911	323605/S-76	17	All	LCL-KEYS AVE	RAINES BR
245040	330642/W-62	25	All	FA-330TH ST	NISHNABOTNA R
245005	340648/W-58	3	All	LCL-340TH ST	SMALL STREAM
244921	345620/W-4	8	All	LCL-MARH AVE	NISHNABOTNA R
246770	347525/A-141	15	All	LCL-COMPASS AVE	MUD CREEK
246550	404527/A-115	3	All	LCL-COMPASS AVE	STREAM
246820	348535/A-157	21	All	LCL-DONNER AVE	LOCAL CREEK
246910	353554/A-243	25	All	LCL-FRY AVE	MUD CREEK
244850	368660/D-181	10	All	LCL-QUEEN AVE	DEER CREEK
244730	373650/D-116	17	All	FA-PADDOCK AVE	DEER CREEK
244720	378640/D-94	17	All	LCL-OMAN AVE	DEER CREEK
244670	391630/D-56	17	All	LCL-NOYES AVE	DEER CREEK
245600	395580/IC-99	15	All	LCL-INGRAHAM AV	STREAM
244880	397670/D-224	3	All	LCL-RAINS AV	HUNTERS BRANCH
245591	400575/IC-67	4	All	LCL-400TH ST	INDIAN CREEK
245730	400602/IC-162	21	All	LCL-400TH ST	INDIAN CREEK
244810	401662/D-155	10	All	LCL-400TH ST	HUNTERS BRANCH

245710	413604/IC-158	4	All	LCL-KROON ROAD	LOCAL STREAM
245681	418595/IC-153	7	All	LCL-JARRED AVE	CREEK

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

The Engineer stated his concerns with values placed on some of the Secondary Roads vehicles and bridges by the insurance company. He will schedule a meeting with Aistrophe Insurance to go over these values.

Motion by Kohn seconded by Crouch to approve a 5-day Class B Beer and Wine Coolers and Outdoor Service permit beginning August 15, 2012, to Mid-America Motorplex/Knotfest.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the purchase of a taser, holster and custom care 4-year warranty for the Sheriff department in the amount of \$1054.85 for Deputy Justin Farnan.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve and issue a fireworks permit to Bruce Huebner located at 29177 Rains Avenue contingent that a written permit be on file from the local fire chief since Mills County is currently in a burning ban.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize Chair to sign the annual ICAP Insurance contract. The Auditor will contact the insurance company and the local insurance agent to schedule a meeting with the Board to discuss the values on vehicles and property.

Motion carried on a vote: Ayes: 3 Nays: 0

Kyle Staudt, who lives in Cedar Hills subdivision, was present to register a formal complaint about the dust coming from 290th Street to the Iowa Waste site. The Engineer will contact Iowa Waste Management to discuss placing dust control as a “good neighbor” on the road. The Engineer will report back at the next meeting.

Sandy Winton has requested the use the south area of the courthouse lawn to place Christmas lighting for Home for the Holidays. November 29th is the planned date for the ceremonial lighting. The Board explained that construction will be taking place on the East side of the courthouse so trees on that side will probably not be able to be lit at that time. Winton stated she will stay in touch after bids are let to find out where the staging area will be located for equipment and supplies.

Motion by Kohn seconded by Crouch to approve the request for lighting on the courthouse lawn for Home for the Holidays on November 29, 2012.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the renewal of a Class C Beer liquor license renewal including native wines and Sunday sales to Cheap Smokes/Beer City.

Motion carried on a vote: Ayes: 3 Nays: 0

Larry Hurst, Emergency Management Director was present to discuss replacement of a siren for the Mineola area. Three bids were received: \$14,777.28, \$8,769.00 and \$6,746.94. Oak Township has agreed to pay \$3573.47 towards the purchase, installation and maintenance of the siren.

Motion by Crouch seconded by Kohn to approve the purchase of the siren, battery backup, wireless receiver, batteries and utility pole bracket in the amount of \$11,403.81. Oak Township has agreed to pay \$3373.47 towards the purchase price and provide for the installation and maintenance of the siren.

Motion carried on a vote: Ayes: 3 Nays: 0

Hurst asked the Board to consider removing the obsolete incinerator that is in the courthouse basement. The Board asked Hurst to get bids for removal and report back.

There being no further business to come before the Board at this time, they adjourned to meet on Monday, July 30, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 30th day of July, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch seconded by Kohn to approve the July 30, 2012 agenda and July 24, 2012 minutes as presented.
Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Engineer Mayberry reported that Dave Yezek traveled to the Atlantic D.O.T. to look at trucks they have for sale.

The Engineer stated he is waiting on an update on BNSF plans for the overpass on 190th Street and a possible closure on 180th Street.

Emily Haase was not present for the Water Trails Grant Resolution. She will be on next week's agenda.

Motion by Kohn seconded by Crouch to accept the Treasurer's Semi Annual Report. The operational fund balance is \$3,833,514 for the County.

Semi-Annual Report

1

Rebecca Killpack
Certification Date 06/30/2012
Treasurer Mills County
Glenwood, IA
For the period from July 1, 2011- June 30, 2012, Inclusive
Statement of Account By Fund

Fund	Balance July 1, 2011	Revenues	Total To be Accounted for	Disbursements	Fund Balance June 30, 2012	Auditor's Warrants Outstanding
01 General Basic	3,143,171.89	4,427,526.83	7,570,698.72	4,735,982.98	2,834,715.74	234,528.01
02 General Supplemental	1,349,242.85	1,317,638.21	2,666,881.06	1,460,152.59	1,206,728.47	91,571.71
03 Rural Services Basic	314,822.95	1,582,891.75	1,897,714.70	1,763,697.38	134,017.32	15,847.64
05 Secondary Roads	1,359,538.32	4,866,020.94	6,225,559.26	4,734,202.28	1,491,356.98	74,771.13
06 Revenue Sharing	.00	.00	.00	.00	.00	.00
07 Flood & Erosion Control	.00	.00	.00	.00	.00	.00
10 Drivers License Pilot Project	.00	45,394.50	45,394.50	45,394.50	.00	.00
11 County Municipal Assistance	.00	.00	.00	.00	.00	.00
12 Capital Projects	.00	.00	.00	.00	.00	.00
13 Debt Service	.00	.00	.00	.00	.00	.00
14 Drainage Control	731,070.60	782,944.49	1,514,015.09	416,233.89	1,097,781.20	25,418.08
16 Joint Disaster Service	59,187.92	214,612.89	273,800.81	209,638.47	64,162.34	31,753.00
18 Property Tax Agency	377,050.64	526,289.91	903,340.55	444,106.24	459,234.31	9,615.00
20 Township Control	2,845.18	295,176.23	298,021.41	291,938.78	6,082.63	.00
21 Corporation Control	68,771.84	2,928,231.26	2,997,003.10	2,946,649.46	50,353.64	.00
22 School Control	177,507.21	12,267,431.52	12,444,938.73	12,185,518.77	259,419.96	.00
23 Area School Control	8,414.95	607,780.97	616,195.92	602,894.56	13,301.36	.00
24 Decat	26,025.35	554,625.32	580,650.67	399,779.89	180,870.78	33,381.13
29 County Ag. Extension	2,585.29	190,694.19	193,279.48	189,229.78	4,049.70	.00
30 Co. Cons. Land Aqu. Trust	188,113.15	,255.53	189,368.68	.00	189,368.68	.00
31 County Assessor	210,873.33	799,689.95	1,010,563.28	848,075.86	162,487.42	4,718.94
32 Motor Vehicle Trust	362,255.26	4,740,387.28	5,102,642.54	4,690,355.16	412,287.38	.00
33 Use Tax Trust	.00	507.50	507.50	.00	507.50	.00
34 City Special Assessment Control	4,454.58	50,951.81	55,406.39	50,505.05	4,901.34	.00
35 Tax Redemption Trust	.00	381,655.34	381,655.34	381,290.34	365.00	.00
36 Mh/Dd Services Fund	1,148,064.01	1,280,719.12	2,428,783.13	1,580,976.63	847,806.50	58,937.51
37 Data Processing	.00	.00	.00	.00	.00	.00
40 Recorders Record Management	18,892.67	3,357.21	22,249.88	2,451.01	19,798.87	.00
41 Reap Trust	87,262.56	11,284.45	98,547.01	.00	98,547.01	.00
42 Anatomical Gift Fund	.00	.00	.00	.00	.00	.00
43 Holding Account	4,783.98	.00	4,783.98	.00	4,783.98	.00
44Urban Renewal Tax revenue fund	234,573.63	210,749.57	445,323.20	143,384.99	301,938.21	.00
45 Feed Energy UR TIF Rebate	.00	.00	.00	.00	.00	.00
46 MAM I-29/34 UR TIF Rebate	.00	.00	.00	.00	.00	.00
47 Recorders Electronic Fund	.00	3,897.00	3,897.00	3,897.00	.00	.00
48 Woodfield UR Tax Revenue	9,205.20	25,499.18	34,704.38	32,739.00	1,965.38	.00
53 Dare	.00	.00	.00	.00	.00	.00
54 K9 Fund	13,061.57	2,692.43	15,754.00	10,255.50	5,498.50	.00
55 Drug Forfeiture	605.73	.31	606.04	.00	606.04	.00
56 Explorers	.00	.00	.00	.00	.00	.00
57 County Attorney Drug Dollars	3,145.60	3.56	3,149.16	.00	3,149.16	.00
59 MH Trust and Agency	43,560.09	1,014,879.20	1,058,439.29	1,035,995.08	22,444.21	13,311.82
60 County Conservation	73,684.15	77,128.27	150,812.42	20,770.73	130,041.69	354.00

77 E911 Surcharge	117,002.16	534,251.63	651,253.79	321,034.89	330,218.90	119,932.28
78 E911 Contributions	36,138.28	13,262.92	49,401.20	.00	49,401.20	.00
79 Bunge	.00	53,550.00	53,550.00	53,550.00	.00	.00
99 Woodlands Benefited Water	78,885.65	2,376.08	81,261.73	1,210.10	80,051.63	.00
	10,254,796.59	39,815,357.35	50,070,153.94	39,601,910.91	10,468,243.03	

Receipts and Disbursements

Revenue

1000 Current Net Prop. Taxes	21,284,826.17
1010 Delinquent Property Taxes	15,271.00
1100 Pen.,Int. - Current Taxes	54,835.50
1110 Pen.,Int. - Delinquent Tx	2,257.00
1120 Pen.,Int.-Mobile Home	239.00
1200 Mobile Home Taxes	12,843.00
1240 Grain Handled Tax	18,196.00
1310 E911 Surcharge	64,065.47
1320 Local Option Sales & Serv Tax	512,221.41
1500 Tax Increment Financing Rev	236,248.75
1600 Utility Tax Replacement	780,954.00
2000 Road Use Taxes	2,453,162.14
2020 Liquor Licenses/Beer Permits	5,345.00
2100 Homestead Tax Credit	390,752.68
2110 Elderly/Disabled Tax Credit	18,326.00
2130 Agricultural Land Tax Credit	198,254.30
2170 Family Farm Tax Credit	73,678.83
2220 Military Service Replacement	13,102.53
2250 Mental Health Property Tax Rel	412,656.00
2301 Fed Emerg Mngmt Assist-FEMA	51,553.90
2331 Childhood Lead Poisoning	7,470.00
2332 Immunization Grants	7,442.52
2333 Maternal Child Health Grants	14,100.00
2337 State Indoor Radon Grants	2,500.00
2338 Empowerment	122,225.00
2341 Special Programs for the Aging	34,412.87
2342 DHS Administration Reimb	29,192.89
2345 Medicaid	145,725.04
2395 Medicaid Case Management	483,604.25
2422 FEMA	220,278.81
2442 FEMA	369,174.96
2471 Misc State Grants	6,414.98
2490 Other State/Federal Pass-Thru	717,745.22
2501 Contract Law Enforcement	47,259.49
2504 Unified Law Enforcement Fundng	24,344.00
2511 Emerg Mngmnt Serv Agency Fundi	151,663.00
2513 E911 Funding	440,000.00
2517 District Court Fees/Revenues	14,473.89
2530 MH/MR/DD/CMI-CASE MGMT	236,887.30
2571 Elections	16,739.59
2593 INTRA-County Reimbursements	650,503.04
2594 Misc Contrib & Reimb-Oth Gover	96,931.32
2602 Juvenile Justice Co Base Reimb	26,622.00
2622 Home Care Aide Grant	66,634.23
2624 Well Testing and Abandonment	26,934.24
2626 Veterans Grant	10,000.00
2645 State Payment Program	21,259.89
2651 Resource Enhancement-Pro(REAP)	11,064.00
2671 Transfer Roads Jurisdiction	139,658.00
2740 Misc State Grants & Reimbursemt	32,734.48
2741 E-911 Payments	30,049.43
2880 Medicare	132,661.63
2890 Misc Fed Grants & Reimbursemt	39,892.72
2900 Federal Government	9,009.00
3040 Cigarette Permits	358.32
3200 Building Permits	62,878.24
3300 Swimming Pool & Spa Licenses	5,227.00
3310 Sewage Dispsl/Septic Tank Perm	13,825.00
3320 Water Well Permits	7,050.00
3500 Trip Permits	3,715.00
3510 Entrance Permits	2,525.00
3590 Other Misc Licenses & Permits	10,850.56
4000 Recording of Instruments	64,875.00
4010 Snowmobile Fees	51.25
4020 Boat Fees	273.75
4030 Hunting & Fishing Fees	513.00
4040 Real Estate Transfer Tax	16,296.82
4070 All Terrain Vehicle Fees	811.25
4100 Auditor's Transfer Fees	4,980.00
4120 Boat Certif of Title Fees-Cons	405.00
4130 Vital Statistics Fees	2,916.00
4140 Document Management Fees	3,345.00
4160 Electronic Transaction Fee	3,897.00
4200 Tax Sale Fees	8,170.00
4210 Auto Registration Fees	250,941.77
4260 Special Assessment Charge	510.00
4270 NSF Check Charge	150.00

4280 Driver's License Fees	39,404.86
4400 Sheriff's Fees	32,801.18
4410 Weapons Permits	20,830.00
4440 Prisoner Rm & Bd Reimb	10,882.39
4450 Sex Offender Registration Fees	175.00
4490 Other Sheriff Fees	1,450.00
5000 Zoning and Subdivision Fees	6,651.50
5010 Plat Book Fees	350.00
5030 Computer Printouts/Disks & Ser	259.50
5090 Other General Government Fees	9,712.28
5120 E911 Sign Sales	3,544.00
5190 Other Public Safety Fees	205.00
5200 Camping Fees	3,945.00
5310 Client Care Charges	40,664.25
5390 Other Health Fees	5,207.83
5500 Photocopy/FAX Fees	8,352.56
5590 Other Miscellaneous Fees	230.90
6000 Interest On Investments	31,545.40
6190 Other Rents	83,404.52
8100 Donations	4,167.39
8110 Reimb from Private Source	3,600.00
8200 Unclaimed Warrants-Prior Yrs	6,165.35
8330 Secondary Road Material	4,113.68
8440 Employee Jury Duty	30.80
8450 Workers Compensation	115.11
8470 MISCELLANEOUS REIMBURSEMENTS	6,690.00
8490 Miscellaneous	486,473.71
9000 General Basic Fund	140,837.80
9020 Rural Service Basic Fund	1,404,095.00
9040 Other Budgetary Funds	190,675.00
9080 County Assessor Appraiser	297,376.28
9190 Other Long-Term (NONCURRENT)	20,000.00
9200 Sales of Capital Assets	5,190.00
16100 Motor Vehicle Lic. Issued	4,721,690.41
16150 Postage - Daily	18,220.87
16250 Drivers License Fees Coll	45,870.50
16300 Sp. Assessments Collected	62,378.09
16500 Drainage Tax Collected	267,434.42
16600 Tax Sale Redemption	381,655.34
Total Revenue	39,815,357.35
Other Financing Sources In	2,032,984.08
Other Financing Sources Out	.00
Expense	
10300 Operating Transfers	2,032,984.08
20000 Auditors Warrants Paid	16,123,226.64
General Basic Fund	4,610,752.98
General Supplemental Fund	1,444,544.79
K-9 Fund	10,255.50
MH/DD Services Fund	1,580,976.63
Rural Services Basic Fund	359,602.38
Woodfield U.R. Tax Revenue Fnd	32,739.00
LOST	252,181.88
Urban Renewal Tax Revenue Fund	143,384.99
Secondary Road Fund	4,734,202.28
Co.Conserv./GRC Preserve	20,770.73
Decat	399,779.89
Recorders Record Managemt	2,451.01
MH Trust and Agency	1,035,995.08
Emergency Management Fund	209,638.47
Co. Assessor Agency Fund	550,699.58
E911 Surcharge	321,034.89
Drainage Funds	414,216.56
20800 M.V. Fees Paid To State	4,399,673.53
20810 M.V. Fees Paid To Gen'L Basic	266,678.63
20850 Drivers License Funds To State	45,394.50
20860 Drivers License County Share	24,003.00
20870 Rec Transaction Fee to State	3,897.00
21000 Paid By Treas. Ck.	385,767.13
21200 Treas. Orders - By Computer	16,320,286.40
Total Expense	39,601,910.91
Glenwood, IA 51534 - 1756	
06/30/2012 Balance on Hand	10,468,243.03

I, Rebecca Killpack, Treasurer of Mills County do hereby certify that the report given is a correct summary of the business transacted by me as said during the period therein specified.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the purchase of grave markers in the amount of \$680.36.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the purchase of two laptop computers for Rolling Hills Case Management at a cost of \$2,318.80.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the purchase of McQuay Air Cooled Chiller from Mechanical Sales, Inc. for the new addition to the Courthouse in the amount of \$39,160.00.
Motion carried on a vote: Ayes: 3 Nays: 0
Pete Franks will discuss and clarify this quote with Mechanical Sales Inc. defining the freight be unloaded.

Those present to discuss a request for a 2011 tax abatement for river bottom residents and an update on a possible road closure on 180th Street were Doris and Dan Marsh, George Turcotte, Steve Liddell, Larry Lincoln and Christine Govig, Mills County Assessor.

Mr. Lincoln presented a petition to the Board of Supervisors requesting a 50% tax abatement on their 2011 agland due to the flooding of their land last year. Assessor Govig stated that none of the farmers in that area had requested to have their assessments lowered by the Board of Adjustment. Lincoln explained they were looking more towards abatement on the agland. The Auditor will contact other Counties, the State and the County Attorney to determine if this is an option. Mr. Lincoln was asked to check with the FSA office to get actual land amounts.

The Board tabled this and will put back on the August 28th agenda to give all of the entities enough time to gather information.

Lincoln asked if there were any updates on the overpass on 190th Street that is being done by BNSF and if 180th Street will be closed. The Board reported the Engineer has been waiting on updates from BNSF but nothing has been received to date.

There being no further business to come before the Board at this time, they adjourned to meet on Thursday, August 9, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 9th day of August, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present. Supervisor Crouch left the meeting to attend a Veteran's Affairs meeting and will re-join the meeting later.

Motion by Kohn, Blankenship stepped down to second the approval of the August 9, 2012 agenda and July 30, 2012 minutes as presented.
Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Kohn, seconded by Blankenship to approve accounts payable as presented.
Motion carried on a vote: Ayes: 2 Nays: 0

There were 2 utility permits to report:
Empire Construction for tile work on Pruden Avenue near Highway 275.
Glenwood Municipal Utilities to replace a broken water main on Hilman

Motion by Kohn seconded by Blankenship to approve the purchase of a used 1995 International 4900 tandem axle dump truck with tailgate sander, dump box, ice blade and pre-wet tank in the amount of \$13,000 from the Iowa D.O.T.
Motion carried on a vote: Ayes: 2 Nays: 0

The Engineer reported that he will put the purchase of two John Deere 6330 cab mowers from A&M Green Power on the August 14, 2012 agenda.

Supervisor Crouch returned to the session at 9:30 A.M.

Emily Haase and Liz Birkel-Leddy from Golden Hills RC&D were present to explain the design and planning development of the Water Trails Grant.
Motion by Crouch seconded by Kohn to approve Resolution 12-24 – Letter of Resolution for Water Trails Grant.

Resolution 12-24
A RESOLUTION OF SUPPORT FOR A MILLS COUNTY GRANT
APPLICATION FOR AN IOWA FEDERAL RECREATION TRAILS
GRANT

WHEREAS, the Mills County Board of Supervisors is the legally recognized governing body for Mills County, Iowa, and
WHEREAS, the Mills County Board of Supervisors agrees to serve as the Sponsor/Applicants as outlined in the grant application and supporting materials; and
WHEREAS, the Mills County Board of Supervisors has found the development and design work of the Mills County Water Trail project to be beneficial for the recreation and economic benefits of Mills County and western Iowa.

NOW, THEREFORE, BE IT RESOLVED BY THE MILLS COUNTY BOARD OF SUPERVISORS THAT;

Section 1. Mills County wholly endorses this project and agrees to serve as sponsor/applicant.

Section 2. The required matching funds as noted in the application have been collected and will be expended as a part of the project cost.

BE IT FURTHER RESOLVED that the Mills County Board of Supervisors authorizes the application for Federal Recreational Trail funds to fund the development and comprehensive design work for the Mills County Water Trail project.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Motion by Kohn seconded by Crouch to approve the pyro and special effects for Knotfest on August 17, 2012 at the Mid-America Motorplex under the previously issued Todd Morris Night Vision fireworks permit and to allow Morris to continue with his scheduled events at the Motorplex.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the amendment of the July 24, 2012 minutes to read as follows:

The total cost of the siren for the Mineola area is \$14,777.28, with Oak township paying \$3373.47 and Mills County's share being \$11,403.81.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded Kohn to authorize the chair to sign the CPC 28E agreement with Montgomery and Fremont counties.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the amendment of Resolution 12-20 Budget Appropriations.

Resolution 12-20 Amendment

BE IT RESOLVED, on the 3rd day of July, 2012, that the Mills County Board of Supervisor, Mills County, Iowa, appropriate funds to the various County offices and departments for the fiscal year 2012-2013: There was a numerical error in Department 07 Recorder previous amount was \$97,805 and should be as below \$207,826. Department 22 Conservation did not account for the transfer and that amount was previously stated as \$511,904 and should be corrected to be \$599,904 as stated in this amendment. The total expenditures amount should be \$18,219,814 with these corrections.

DEPARTMENT	AMOUNT
01 Board of Supervisors	165,415
02 Auditor	388,230
03 Treasurer	326,952
04 County Attorney	383,117
05 Sheriff	1,725,793
06 Clerk of Court	2,200
07 Recorder	207,826
10 Communications	523,174
18 LOST	320,281
20 County Engineer	5,693,665
21 Veterans Affairs	42,534
22 Conservation	599,904
23 Health Board	1,350,800
24 DECAT	503,408
25 Human Services	16,450
26 Reap/Conservation	77,150
27 General Relief	50,054
28 Medical Examiner	31,500
33 Libraries	55,912
51 Courthouse	1,624,150
53 Custodian	96,822
54 Zoning/Building & Safety	105,800
55 IT	163,179
58 Safety Management	10,229
59 Mental Health Trust & Agency	972,686
60 Mental Health	1,713,080
61 Juvenile Probation	64,236
62 CD Treatment Services	12,700
63 Juvenile Foster Shelter Care	8,000
70 Emergency Management	159,311
99 Non Departmental	825,256
TOTAL EXPENDITURES	\$18,219,814.00

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Motion by Kohn seconded by Crouch to approve Resolution 12-25 – Deferred Compensation Plan Amendment

Resolution 12-25

ACTION BY THE BOARD OF SUPERVISORS (“Board”) OF MILLS COUNTY, IOWA (“Employer”)

The undersigned, Joseph R. Blankenship, Chairman, hereby certifies that the following extract of resolutions below was taken from a duly called meeting of the Board:

RESOLVED, that the Board has previously approved and adopted the Mills County Employees' Deferred Compensation Plan (“Plan”) to provide employees of the Organization/Agency with retirement benefits.

RESOLVED, that the Board does hereby declare the intention of the Organization/Agency to continue the Plan, but reserves the right to terminate or amend the Plan at any time.

RESOLVED, that the members of the Board are hereby jointly and severally authorized to take such actions and to execute such documents as they deem necessary or desirable in order to carry out the intent of the foregoing resolutions and required under the Plan to make the Plan fully effective in accordance with its terms and intent.

I DO HEREBY CERTIFY that I am the Chairman of the Mills County Board of Supervisors of the Organization/Agency, and the keeper of its records and seal.

I FURTHER CERTIFY that the above is a true, correct and complete extract of resolutions adopted at a duly called and held meeting of the Board, and that said resolutions are still in effect and have not been modified or revised and are not in conflict with the by-laws of this Organization/Agency.

Motion carried on a roll call vote: Blankenship-Aye, Crouch-Aye, Kohn-Aye

County Attorney Eric Hansen was present in place of Sheriff Goos, due to a transport, to discuss the 28E agreement with Pottawattamie County for law enforcement services for special events in Mills County.

Motion by Crouch seconded by Kohn to authorize chair to sign the 28E agreement with Pottawattamie County for special events.

Motion carried on a vote: Ayes – 3 Nays: 0

Supervisor Crouch updated the Board on the Southwest Iowa Mental Health Regional Planning group meeting that he attended on Monday, August 6th. He was elected as the Chairman of this group.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, August 14, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 14th day of August, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch seconded by Kohn to amend the agenda to add a liquor license suspension and re-instatement for MidAmerica Motorplex due to a call from the State of Iowa Liquor Licensing Department and also to approve the August 14, 2012 agenda and August 9, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Kohn seconded by Crouch to approve the purchase from A&M Green Power, two John Deere 6330 cab tractors in the amount of \$54,097.35 each and two Tiger SMR-EDB 60 inch mowers in the amount of \$17,708.10 each for a total cost of \$71,805.45 each. The County will trade-in two John Deere 6300 tractors, with existing Tiger mowers, and receive \$10,000 in trade for each. Total cost for the two identical tractors less trade-in is \$123,610.90.

Motion carried on a vote: Ayes: 3 Nays: 0

The Engineer stated he will be asking for more documentation from Duane Kahl pertaining to the Mineola Light Fund in order to pay the invoices.

Traffic patterns were discussed for Knotfest that will be held on August 17th at the MidAmerica Motorplex.

Engineer Mayberry also reported to Supervisor Blankenship that converting the Secondary Roads trucks and equipment from diesel to natural gas was not recommended by the vendor.

Melissa Gray, Mills County Veteran's Affairs/General Relief presented the Board with 3 quotes from Kriegler Office Equipment for similar desks in the amount of \$1034.00, \$1144.00, and \$2374.00.

Motion by Kohn seconded by Crouch to approve the purchase of a desk in the amount of \$1034.00. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the appointment of Larry Hurst to the Veteran Affairs Board to replace retiring board member Quentin Johnson.

Motion carried on a vote: Ayes: 3 Nays: 0

The visit from Senator Grassley is scheduled for August 21, 2012.

Pete Franks, from The Frank's Design Group, and Tom Ling, 911 Communications Director were present along with representatives from companies who submitted a bid for the courthouse project.

Bid Opening: 8 bids

- 1) Buland Group Inc – Omaha, NE – Bid bond included acknowledgement of addendums 1, 2 and 3. Bid amount \$1,798,000.00 with addition of alternate addendum \$31,055.00
- 2) Lund Ross – Omaha, NE – Bid bond included acknowledgement of addendums 1, 2 and 3. Bid amount \$1,653,000.00 with addition of alternate addendum \$31,500.00
- 3) D.R. Anderson Construction – Omaha, NE – Bid bond included acknowledgement of addendums 1, 2 and 3. Bid amount \$1,744,700.00 with addition of alternate addendum of \$31,600.00
- 4) F&B Constructors – Omaha, NE – Bid Bond included acknowledgement of addendums 1, 2 and 3. Bid amount of \$1,888,000 with addition of alternate addendum of \$30,000
- 5) Oakview Construction DCK – Red Oak, IA – Bid bond included acknowledgement of addendums 1, 2 and 3. Bid amount of \$1,816,500.00 with addition of addendum of \$32,500.

- 6) Winn Construction – Omaha, NE – Bid bond included acknowledgement of addendums 1, 2 and 3. Bid amount \$1,700,160.00. No additional alternate addendum received.
- 7) Pinnacle Construction – Glenwood, IA – Bid bond included acknowledgement addendum 1, 2 and 3. Bid amount of \$2,053,673.00 with addition of alternate addendum of \$34,600.00.
- 8) Rogge General Construction – Lincoln, NE- Bid bond included acknowledgement addendum 1, 2 and 3. Bid amount of \$1,548,000.00 with addition of alternate addendum of \$30,000.00.

These bids will be considered and award of bid will be at 9:45 a.m. on Tuesday, August 21, 2012.

Motion by Crouch seconded by Kohn to approve Fairview Country Club liquor license renewal including outdoor service.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the suspension of the MidAmerica Motorplex liquor license from August 15-17th, 2012 to accommodate the event that is being held on August 17th and to re-instate the license on the premise on August 18th. This was an amended agenda item per the State of Iowa Liquor License Division for formal action.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board of Supervisors convened as a board of canvassers to canvass the results of the special jail bond election held on August 7, 2012. The voter turnout was 1,429. The vote was 988 yes votes and 441 no votes. This is a 69% favorable vote on the bond issue, which required a 60% favorable vote to pass, thus County officials will proceed with the construction of the Jail and Sheriff office.

Motion by Kohn seconded by Crouch to approve the vote count.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board returned to the regular session after the canvass.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, August 21, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 21st day of August, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the agenda of August 21, 2012 and minutes of August 14, 2012 as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Crouch seconded by Kohn to approve voucher #5 – Nishna Botna Bridge project #BRS-CO65(756)—60-65 in the amount of \$138,124.22 to Murphy Heavy Contracting.

Motion carried on a vote: Ayes: 3 Nays: 0

Joanne Kohn, representative of SIRHA was present for general discussion to update the Board regarding the amount of money that has come through Mills County as of June 2012 in the amount of \$267,000 for rent assistance. SIRHA has helped 297 individuals or 2% of the population with rent assistance with an average payment of \$498.00. Glenwood has the highest area of rent assistance requests in Mills County.

Darin Whatcott updated the Board regarding the concert held at MidAmerica Motorplex on Friday, August 17, 2012. A call was made to Building and Zoning officials regarding the stage that was built on sight that had partially collapsed during a storm. Zoning officials Whatcott and Neil Simon spent 4 hours with the builders to get them into compliance for a temporary permit and to pass inspections.

Whatcott stated that his office hours are Monday through Friday 7:00 a.m. to 3:30 P.M. and they have had 14 new house permits this year in the County.

Motion by Kohn seconded by Crouch to authorize Chair to sign the document notice of award to Rogge General Contractors Inc. of Lincoln, Nebraska in the amount of \$1,578,000 for the Courthouse project contingent upon a correction made to the signature page that reflects Mills County Iowa rather than Mills County Iowas.

Motion carried on a vote: Ayes: 3 Nays: 0

Mr. Goy did not show up for his scheduled appointment.

Motion by Kohn seconded by Crouch to approve a firework's permit to Bruce Huebner on September 1, 2012 only if the burn ban is lifted in Mills County on that day.

Motion carried on a vote: Kohn – Aye, Blankenship – Aye, Crouch – Nay

Motion by Kohn seconded by Crouch to approve the offer of \$55,000 to Pat Collins for the jail site property contingent upon passage of bond for the land next to the Engineer's office. The County Attorney will prepare the deed.

Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, August 28, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 28th day of August, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the August 28, 2012 agenda and August 21, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Vicki McClintic, Mills County Recorder requested to hire a temporary part-time person for \$10 per hour for a 4 month period for a project.

Motion by Crouch, seconded by Kohn to hire a temporary part-time person for a project in the Recorder's office for a 4 month period.

Motion carried on a vote: Ayes: Nays: 0

Motion by Kohn seconded by Crouch to approve the Knights of Columbus LC0018546 Liquor License renewal.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve Castle Unicorn's LC0034855 Liquor License renewal.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the final plans for the stream stabilization project #08-02 on Farm Creek near Cary Avenue.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry explained that with funding Burlington Northern wants to provide, \$1,500,000 would be available for the 190th Street paving project from Jesup Avenue South to US Highway 34. There is potential to request supplemental funding from the Rise Grant.

If Burlington Northern isn't planning to build an overpass then the Engineer expects them to improve the approaches.

There was one utility permit to report:

Oneok Pipeline to fix a gas leak on 260th and Fricher.

Loren Knauss, Pottawattamie County supervisor, was present to discuss potential animal control with Pottawattamie County.

Jenea Stoops from Hooves and Paws cancelled her scheduled meeting for discussion about animal control. She will reschedule at a later date.

Engineer Mayberry was present to hear concerns about Eastman Road from Sandy Balkovec and other property owners. Balkovec requested that the Board consider hard surfacing Eastman Road due to the dust problems and high traffic count. Engineer Mayberry explained the cost involved with hard surfacing a road would include landowners sharing in that cost.

Tom Kennedy cancelled his scheduled appointment.

Larry Lincoln, John Lincoln, and Don and Doris Marsh were present with County Assessor Christine Govig to discuss abatement of taxes. It was explained that in doing research with other counties effected by flooding, none of them abated taxes. Fremont County did a case by case valuation of the land and lowered the assessments. Pottawattamie County assisted by doing a suspension for 6 months only on homes that were severely damaged by flooding. It was recommended that the landowners that have sand on their land to fill out the necessary forms and attend the Board of Review to request that their land be re-evaluated.

Motion by Crouch seconded by Kohn to go into closed session according to Iowa Code 21.5(c) -
To discuss strategy with Counsel in matters that are presently in litigation
Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.
Into closed session at 11:32 A.M.

Motion by Kohn seconded by Crouch to return to Open Session at 11:48 A.M.
Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Motion by Crouch seconded by Kohn to authorize the County Attorney to contact attorney Chris
Madsen for the County’s insurance and make an offer to settle the case.
Motion carried on a vote: Ayes: 3 Nays: 0

Melissa Gray, General Relief/Veterans Affairs and County Attorney Eric Hansen were present to
discuss a General Relief Appeal.

Motion by Kohn seconded by Crouch to uphold the action taken by the General Relief Director
in denying the claim in the amount of \$68.05 as the person requesting the funding did not meet
the criteria of the policy.

Motion carried on a vote: Ayes: 3 Nays: 0

Discussion was held among the Supervisors with regards to recycling and the options the County
may want to consider.

The Supervisors also discussed requests from others pertaining to animal control for County
residents.

There being no further business to come before the Board at this time, they adjourned to meet on
Tuesday, September 4, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 4th day of September, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the September 4, 2012 agenda and August 28, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Engineer Mayberry gave a presentation of the FY2012 Official Report of the County Highways that will be submitted to the Iowa D.O.T. by September 15, 2012.

Engineer Mayberry presented potential options for the 190th Street South paving project from Jesup Avenue south to US Highway 34. The County has applied for a RISE grant and would use Farm to Market funding. If Burlington Northern contributes additional funding for doing the overpass, the monies will go towards the paving project. The Engineer will contact Burlington Northern to see if they will contribute additional funding for this project.

Several road concerns were shared by the Board of Supervisors to the Engineer for him to investigate. Drainage tube concerns and ditch cleaning in Plattville Township were also discussed.

Darin Whatcott, Building and Zoning official, updated the Board on current issues as well as Board of Adjustment topics currently being considered for changes.

Motion by Kohn seconded by Crouch to authorize advertising and hiring of a replacement Mental Health Case Manager. This is due to the resignation of the current case manager that has been on medical leave since February 2012 and is unable to return.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott, Building and Zoning official, Sheriff Goos and Deputy Paulsen were present to discuss with Dr. Ed Chevalier from the Carson Vet Clinic his interest in purchasing the Loess Hills Humane Society building. He will offer large and small animal care and rescue services. He is also a minister and is curious if the building could be used to hold church services. Darin Whatcott from Building and Zoning explained it is not zoned for assemblies but would work for other uses. Chevalier also offered current assistance to the Sheriff department for large animal control issues. Chevalier is waiting to hear if a prior interested party will be purchasing the building.

Supervisor Crouch updated members of the Board concerning a call he had regarding the Chantry Drainage District. One of the residents in the area didn't feel he should be paying drainage maintenance taxes when he was taking care of the trees on his side and other residents made no attempt to spray on the other side. He felt they should return the drainage district to residents and the County should stop maintenance and maintenance fees.

Sheriff Goos requested approval to outfit the new K9 vehicle with cage, radio systems, etc. with funding coming from the K9 fund in an amount of \$11,220.49 and another vehicle purchased for Deputy York to be outfitted with radios, cameras, etc. in the amount of \$7,557.49 for a total amount of \$18,777.98.

Motion by Kohn seconded by Crouch to approve the total purchase for all vehicle equipment in the amount of \$18,777.98 for the two new 2012 Tahoes purchased by the Sheriff department.

Motion carried on a vote: Ayes: 3 Nays: 0

Supervisor Crouch updated Board members on his recent Board of Health meeting and Supervisor Kohn updated members on the Economic Development meeting he attended last week.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, September 11, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 11th day of September, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the agenda of September 11, 2012 and minutes of September 4, 2012 as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There was one utility permit to report: Mastec- Century Link contractor for phone line on Gaston Avenue.

The Engineer updated the Board on the seal coating that started on Monday on the M16, H12 corner near Henderson and is expecting to be done this week. He also reported that he would prefer to wait until Schildberg in Malvern starts crushing rock again to work on the quarry road. Supervisor Crouch asked who has jurisdiction to lower the speed limit on the road into Silver City that goes through town. It must be done by Ordinance and would require the Sheriff Department to enforce.

Motion by Crouch seconded by Kohn to authorize Chair to sign the Construction Contract for the Courthouse project.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve Resolution 12-26 – Abate taxes 100% Disabled Veterans.

RESOLUTION 12-26

The Mills County Board of Supervisors sitting in session on this 11th day of September, 2012 upon recommendation from the Treasurer and as per IA Code 425.15 shall abate the taxes levied upon the properties described below as these homestead credits are classified as a Disabled Veteran Tax Credit and this credit funded shall be the entire amount of the tax levied on the homestead. Due to cuts from the State of Iowa through the legislative session, this credit was only funded 78%, therefore it is necessary for the County to abate the following 22% as set aside per IA Code.

The properties are as follows: Steven King parcel #094820010000000, S 180' N 205' W 309' NW1/4 SW1/4 in 15-72-40 in the amount of **\$812.00**; Darwin Larson parcel #030190063400000, Lot 34 Woodfield Sub 1st Add (Secs 26 & 27) in 27-73-43 in the amount of **\$888.00**; Randolph Squier parcel #027210180000000, Lot 18 Van Pelt Addition in 13-73-43 in the amount of **\$1058.00**; Bryce Johnson parcel #119570000000000, Tr NW Cor NW1/4 NW1/4 in 8-71-42 in the amount of **\$388.00**; John Weinburgh parcel #030190063600000, Lot 36 Woodfield Sub 1st Add (secs 26 & 27) in 27-73-43 in the amount of **\$912.00**. The total amount for these parcels is **\$4058.00**.

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

Motion by Kohn seconded by Crouch to approve Resolution 12-27 Abatement – Bunge.

RESOLUTION 12-27

A Minimum Assessment Agreement as stated in IA Code 403.6(19) was created on December 29, 1998 by and among the Bunge Corporation, Pottawattamie County Board of Supervisors and Mills County Board of Supervisors and the Mills County Assessor and the Pottawattamie County Assessor for the purpose of creating an exemption of real estate taxation for a period of ten (10) years to construct a soybean crusher/refinery complex that said real estate is situated in both Mills and Pottawattamie Counties. The taxation of any said improvements thereafter be phased in over the next ten (10) years. Commencing with the January 1, 1998 assessment and continuing through January 1, 2007 assessment of said taxation would be based on the value of the unimproved site. Beginning with the January 1, 2008 assessment would generate a tax of \$100,000 representing year 11 and \$103,500 for year 12, \$107,100 for year 13, \$110,000 for year 14, \$114,800 for year 15, \$118,800 for year 16, \$122,900 for year 17, \$127,200 for year 18

\$131,700 for year 19 and \$136,300 for year 20. Along with the Minimum Assessment Agreement a Revenue Sharing Agreement between Pottawattamie County and Mills County was signed on December 30, 1998 which stated that the taxes collected by Mills County, Iowa on the improvements to the property covered by the Minimum Assessment Agreement will be split with Pottawattamie County fifty-fifty for years eleven through twenty. Mills County agrees to pay out of their general fund, fifty percent of the taxes to Pottawattamie County.

The Board of Supervisors of Mills County setting in session on this 11th day of September, 2012 pursuant to the Minimum Assessment Agreement at IA Code 403. 6 (19) shall direct the treasurer of Mills County to send a tax statement for fiscal year 2011 taxes due and payable on September 1, 2012 and March 1, 2013 to Bunge Corporation for \$110,000.00 and abate the total taxes generated on these parcels in the amount of \$19,016.00 and direct the treasurer to make payment of \$55,000.00 to Pottawattamie County reflecting the Revenue Sharing Agreement and Mills County will then be allowed to apportion their share of the \$55,000.00 in taxes to the appropriate entities.

Motion carried on a roll call vote: Blankenship – Aye, Crouch - Aye, Kohn – Aye

Motion by Crouch seconded by Kohn to approve Resolution 12-28 Abatement – A&M Green Power.

RESOLUTION 12-28

The Mills County Board of Supervisors entered into a Relocation Agreement with A&M Green Power Group LC which stated the County would abate property taxes for the A&M business location on a sliding fee scale for period of (5) years. Said scale and its payments are as follows: The County shall abate 75% of all property taxes due for the 2010 assessment due September 2011 and March 2012. The County will then abate 60% for the 2011 assessment, abate 45% for the 2012 assessment, abate 30% for the 2013 assessment, abate 15% for the 2014 assessment and the full amount will be due with the 2015 assessment.

The Mills County Board of Supervisors hereby directs the Treasurer to abate the taxes on parcel #0402900000000000 described as NE ¼ SE ¼ of Section 18, Township 72, Range 43 approximately **38.48 net acres** in Plattville Township in the amount of **\$83,415.60** which represents the 60% abatement of taxes for the 2011 assessment and send a revised tax statement for assessed taxes that are due and payable on September 1, 2012 and March 1, 2013 to A& M Green Power Group LC in the amount of **\$55,611.00**. Motion carried on a roll call vote:

Blankenship – Aye, Crouch - Aye, Kohn – Aye

Motion by Kohn seconded by Crouch to approve the purchase of a Lenova Think Center M81 in the amount of \$1025.20 for the Recorder's office. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the hire of Alice Haase as temporary part-time in the Recorder's office for a salary of \$10.00 per hour to begin September 17, 2012. She has passed the medical exam required.

Motion carried on a vote: Ayes: 3 Nays: 0

Crouch updated the Board regarding the Mental Health 28E and SWIPCO meetings he attended.

Supervisor Kohn discussed recycle options since the City is discontinuing their recycling center.

The Board received the August Recorder's Statement of Fees.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, September 18, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 18th day of September, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch seconded by Kohn to approve the September 18, 2012 agenda and September 11, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Kohn seconded by Crouch to approve to pay vouchers #6 and #7 for project BRS-CO65(75)-60-65, bridge replacement on Lambert Avenue over the Nishnabotna River in the amount of \$351,102.07 to Murphy Heavy Contracting.

Motion carried on a vote: Ayes: 3 Nays: 0

There were 2 bids received for the Farm Creek Weir Modification project #L08-2:

1) K&L Landscape & Construction of Sargent Bluff, Iowa. Bid bond received.
Total bid was \$89,386.00.

2) Nelson & Rock of Onawa, Iowa. Bid bond received.
Total bid was \$184,986.00.

The Engineer will evaluate bids and provide a recommendation about this project.

Several road concerns caused by recent rains were discussed. Engineer Mayberry reported that Secondary Roads currently have two road graders being repaired which is slowing down road repairs.

Darin Whatcott, Building and Zoning Director, gave the Board updates on the Board of Adjustment meeting scheduled for Tuesday, September 25, 2012 and invited the Board of Supervisors to attend. They will be doing a site visit at Cory Leick's property then will return to the Engineer's facility for the meeting.

County attorney Eric Hansen was present for the discussion on the petition for the nuisance ordinance in Mineola.

Motion by Crouch seconded by Kohn to accept the petition for a nuisance ordinance received from Duane Kahl for the village of Mineola.

Motion carried on a vote: Ayes: 3 Nays: 0

Steve Riley presented the Board with a tentative schedule to provide drawings for the new law enforcement center and to get ready for bid with final steps including a tentative date of breaking ground in June 2013. Completion and occupancy is tentatively set for June 2014.

Riley also provided a scope of fees which are included in the soft cost amounts used to determine bond costs. Riley then answered questions Board members had.

Susan Parrott from Family Heritage Insurance presented the benefits of Family Heritage Insurance to the Board. Parrott was told she would be allowed to put stuffers in payroll envelopes but employees would not be allowed to meet during work hours. She will get stuffers to the Auditor.

Supervisor Blankenship left the session at this time.

Tim Stanek thanked the Engineer for placing rock on Ellington Avenue. He stated that road conditions have become steadily worse over the years and inquired if Ellington Avenue was on the Engineer's 5 year plan for upgrades. Stanek requested copies of the Engineer's 5 year plan and the Mills County snow removal policy. He had other requests as to where he can find information and was guided to the appropriate sources.

Pete Franks from The Franks Design Group introduced Tom Bussey as the courthouse project superintendent.

Franks provided the Board with 3 bids for the special inspections and testing.

- 1) Team Services for estimated fee of \$15,536.50
- 2) Schemmer for estimated fee of \$6,558.00
- 3) Olsson Association for a fixed fee of \$16,000.00

Motion by Crouch seconded by Kohn to award the contract to Schemmer contingent upon County Attorney review and approval of contract.

Motion carried on a vote: Ayes: 2 Nays: 0

Bussey discussed with the Board a starting date. It was decided that work would not begin until after September 28, 2012 due to Glenwood Homecoming. Bussey stated the first line of business would be to put in a new pad for the chiller and hook it up. The north entrance may have to be closed off for a day or two to complete this phase of the project. He will work with the County for a date to begin this project.

The Board received a letter from Mills County Tourism thanking them for their support.

The Engineer reported that the apparent low bidder withdrew due to an error in their bid. He stated that he would like to have this project rebid as the remaining bid was greater than estimated cost.

Motion by Crouch seconded by Kohn at the request of the Engineer, to reject all bids.

Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, September 28, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 25th day of September, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the agenda of September 25, 2012 and minutes of September 18, 2012 as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize Chair to sign acceptance of grant letter for the IDOT Grant Award for Mills-Pottawattamie Rail Port Study.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the Chamber of Commerce to place a handicap port-a-potty in the first parking spot in the Courthouse drive for Homecoming. Trash cans will also be provided by the Chamber at various locations throughout the City for Homecoming.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Motion by Kohn seconded by Crouch to authorize the Chair to sign all Title VI documentation required by the IDOT.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott from Planning, Zoning and Building Department was present to update the Board on permits that have been issued and projects that are currently in progress throughout the County.

Motion by Crouch seconded by Kohn to approve the DAV van that is being provided by Veteran's Administration that will transport Veterans to appointments in Veteran facilities. This van is expected to be available for local Veterans in Mills County after the first of the year.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to assign a tax sale certificate #2012-12017 on parcel #101170000000000 in the amount of \$829.00 plus a \$25.00 bidder's fee to Tim and Michelle Runyon.

Motion carried on a vote: Ayes: 3 Nays: 0

Mills County Board of Supervisors adjourned their regular meeting at this time.

The Mills County Board of Supervisors, Montgomery Board of Supervisors Amos and Robbins and Danelle Bruce, Mills/Montgomery County CPC were present for the annual 28E Board meeting for CPC and Rolling Prairie Case Management.

Supervisor Blankenship received a copy of a letter from the DNR regarding the amended Engineers report that was submitted by Olmstead & Perry regarding the Pony Creek Homeowners Association. Water improvements were accepted and any changes made after this date will need to be approved through the DNR. It appears that everything is in place with only financing left.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, October 2, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 2nd day of October, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the October 2, 2012 agenda and September 25, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Engineer Mayberry reported they will be having a pre-pour meeting regarding the Lambert Avenue Bridge deck on Tuesday, October 9, 2012. The Engineer also stated that he held a safety meeting with the Roads Department regarding winter weather.

The Board shared some road concerns with the Engineer.

Darin Whatcott, Building and Zoning Director and Eric Hansen, County Attorney was present for discussion on a proposed nuisance Ordinance. Several changes were suggested and the cost that the County would incur with cleaning up the proposed nuisance ordinance was discussed.

Motion by Crouch seconded by Kohn to approve the hire of Marci McClellan at a rate of \$13.00 per hour with a start date of September 27, 2012 for a temporary position as election clerk on an "as needed" basis. All physical and drug screenings were completed and passed.

Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, October 9, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 9th day of October, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the agenda of October 9, 2012 and minutes of October 2, 2012 as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry was absent and Richard Parks, Assistant to the Engineer was present in his place.

There were no utility permits this week to report.

The Board of Supervisors gave road concerns to Parks to relay on to the Engineer.

Darin Whatcott, Building & Zoning updated the Board on the request from Oak Township to waive the fees on the new fire department building being proposed for Mineola. The cost to the County for this would be \$1954.31.

Whatcott also updated the Board of the tabled action by the Board of Adjustment for the proposed cabins at Ohana Market place.

The Public Hearing was opened at 10:04 a.m. by Chairman Blankenship. There were no written or verbal comments. No one from the public was present.

The public hearing was closed at 10:06 a.m.

Motion by Crouch seconded by Kohn to approve Resolution 12-29 – Budget Amendment and Appropriation.

RESOLUTION 12-29

BE IT REMEMBERED on the 9th day of October, 2012, the Mills County Board of Supervisors met in session for the purpose of amending the current operation budget. There was present a quorum as required by law. Thereupon the Supervisors found that the notice of time and place of hearing has, according to law been published in County papers, and that the affidavits of publication thereof were on file with the County Auditor. Thereafter, and on said date the amendment was taken up and considered and taxpayers heard for or against the amendment as follows:

EXPENDITURES:

Public Safety & Legal Services	from \$2,811,713 to \$2,830,184
Physical Health & Social Services	from \$2,058,364 to \$2,077,867
Administration	from \$2,853,857 to \$2,865,133
Government Services to Residents	from \$ 496,704 to \$ 498,704
Total Expenditures	from \$19,099,885 to \$19,151,135

REVENUES:

Miscellaneous	from \$ 131,178 to \$ 149,649
Total Revenues	from \$16,517,399 to \$16,535,870

The amendment does not increase the taxes to be collected in the fiscal year ending June 30, 2013. The Mills County Board of Supervisors does hereby approve the following changes of appropriations for the 2012-2013 fiscal year:

Recorder Records Mgt.	from \$ 8,000 to \$ 10,000
Sheriff	from \$1,725,793 to \$ 1,744,264
Veterans Affairs	from \$ 42,534 to \$ 45,704
General Relief	from \$ 34,505 to \$ 50,838
Other Policy & Admin	from \$ 75,900 to \$ 87,176

Motion carried on a roll call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye.

Motion by Kohn seconded by Crouch to approve the 6 fiber optic network switches in the amount of \$22,393.77.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the renewal of the Class E liquor license and Class B Wine Permit with carryout wine and Sunday sales to Cheap Smokes/Beer City.

Motion carried on a vote: Ayes: 3 Nays: 0

Darin Whatcott from Building and Zoning was present along with Keith Johnson, Oak township clerk to discuss waiving the permit fees for the new fire department building in Mineola.

Motion by Crouch seconded by Kohn to approve to waive the permit fees for the building of the new Oak township 60' X 90' equipment building in Mineola that will be adjacent to the existing fire department building that is also being updated.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board received the September month-end reports, the August jail report and Recorder's September report of fees.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, October 16, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 16th day of October, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the October 16, 2012 agenda and October 9, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry was absent to a deck pour on Lambert Avenue bridge and sent his agenda items to the Auditor to report to the Board of Supervisors.

There was one utility permit to report – Glenwood Municipal Utilities to repair a leaking water service at 22723 Glenview.

Sheriff Goos had 2 bids for pickup liners.

- 1) Leach Camper Sales - \$1,000
- 2) Cape Sales - \$1,100

It is the recommendation of the Sheriff to purchase the liner from Leach Camper Sales for \$1,000.

Motion by Crouch seconded by Kohn to approve the purchase of a pickup bed liner from Leach Camper Sales in the amount of \$1,000.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the purchase of 20 Taser cartridges in the amount of \$511.95 including shipping.

Motion carried on a vote: Ayes: 3 Nays: 0

County Attorney Eric Hansen joined the session at this time to discuss the proposed nuisance ordinance with the Board of Supervisors and Duane Kahl from Mineola. Attorney Hansen stated that a few changes have been made to the Ordinance and there is also concern about incurring costs that have not been budgeted. The Ordinance could be put in place by January 1, 2013. It was suggested that this be tabled until after the election. If there are 2 new Board of Supervisors they may not want to approve this Ordinance.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, October 23, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 23rd day of October, 2012, in the Emergency Management Center in the basement of the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch, seconded by Kohn to approve the October 23rd agenda and the October 16, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve the accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Engineer Mayberry reported on the status of the Lambert Avenue Bridge over the West Nishnabotna River.

Motion by Crouch, seconded by Kohn to approve the payment of voucher #8 for Project BRS-CO65(75)—60-65, to Murphy Heavy Contracting, of Anita, IA in the amount of \$236,402.83.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry reported that the approaches to the Nishnabotna River bridge are being poured today. Various equipment issues were discussed along with the grading of rock roads.

Motion by Kohn, seconded by Crouch to approve the Cigarette Permit for Romantix After Dark dating from Oct.1, 2012 to June 30, 2013.

Motion carried on a vote: Ayes: 3 Nays: 0

Patrick Binns, IT Director was present to present information about the 2013 Aerial Imagery flight by Pictometry, sponsored by MAPA. The cost of the imagery would be \$38,000, with MAPA funds of \$10,000 and IDOT funds of \$1,000 reducing the Mills County cost to \$27,000 over three years. Various county agencies will use this imagery for a variety of purposes. GIS budget will be increased to cover these costs.

Motion by Kohn, seconded by Crouch to approve the contract with MAPA for Aerial Imagery in the amount of \$27,000 to be paid in equal amounts in 2013, 2014, and 2015.

Motion carried on a vote: Ayes: 3 Nays: 0

Binns then recommended that the county enter into a 1-year agreement with Usic Locating Services, for the purpose of locating existing underground lines while placing fiber optic lines to the police department, County Engineers building and future jail site. The cost of the service would be \$30 per ticket and the contract will be reviewed by the County Attorney before signing. Motion by Crouch, seconded by Kohn to authorize the Board Chairperson to sign the contract after approval by the County Attorney.

Motion carried on a vote: Ayes: 3 Nays: 0

Don Brantz met with the Board to discuss the original recycling program between the County and the cities, which was township based. Changes in DNR funding, the organization of the landfill commission and changes in hauler recycling services have resulted in the need to establish new agreements between the County and Cities.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, October 30, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 30th day of October, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the October 30, 2012 agenda and October 23, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry took the Board of Supervisors on a site visit to view a driveway variance request near 28479 Dobney Avenue and returned at 9:25 a.m. to open session.

There were no utility permits to report this week.

Engineer Mayberry requested to increase the original RISE Grant application amount to \$1,626,000.00. Secondary Roads has received \$110,000.00 in damages from the railroad. Mayberry will put this amount along with other funding and an in-kind match if this grant is awarded.

RESOLUTION 12-30

A RESOLUTION OF THE MILLS COUNTY BOARD OF SUPERVISORS ENDORSING AN APPLICATION FOR RISE PROGRAM FUNDS TO COMPLETE ROADWAY IMPROVEMENTS TO 190TH STREET BETWEEN JESUP AVENUE TO THE NORTH AND US HIGHWAY 34 TO THE SOUTH INCLUDING A VIADUCT SPANNING THE BURLINGTON NORTHERN-SANTE FE RAILLINE FOR THE PURPOSE OF ENHANCING PUBLIC SAFETY AND FACILITATING THE DEVELOPMENT OF THE SURROUNDING LAND AREA.

WHEREAS, Mills County wishes to ensure the safety of all citizens traveling on its public roadways; and

WHEREAS, Mills County proposes to improve 190th Street from gravel to Portland concrete cement (PCC) and by constructing a two-lane viaduct over the BNSF rail line to improve public safety by eliminating two at-grade rail crossing and to facilitate business retention, recruitment, and growth through the creation of shovel ready development sites suitable for industry and commercial businesses; and

WHEREAS, RISE funds are requested in the amount of \$1,626,000 and will be matched by \$1,242,919 in Farm-to-Market funds, \$100,000 in Mills County local funds, \$1,100,000 in funds from BNSF Railroad, and \$300,000 in construction administration and inspection services from Mills County for the roadway improvement project; and

WHEREAS, Farm-to-Market funds in the amount of \$345,304 will be utilized for engineering services to be provided by JEO Consulting Inc.; and

WHEREAS, the proposed project will greatly enhance traffic safety in the project area and improve access to prime industrial land; and

WHEREAS, the RISE program was created to promote economic development in Iowa through the establishment, construction, improvement, and maintenance of roads and streets, and the improvement of 190th Street qualifies as an eligible project.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Mills County, Iowa That the Board of Supervisors hereby endorses the RISE Application dated October 30, 2012 to fund improvements to 190th Street including a viaduct over the BNSF rail line between Jesup Avenue to the north and US Highway-34 to the south and the closing of an at-grade rail crossing on 180th Street; and

BE IT FURTHER RESOLVED that the road improvements will continue to be dedicated to public use; and

BE IT FURTHER RESOLVED that the road improvements constructed under this project will be the jurisdictional responsibility of Mills County and will be adequately maintained by the same entity.

Motion by Crouch seconded by Kohn to approve Resolution 12-30 – RISE Application.

Motion carried on a Roll Call vote: Blankenship – Aye, Crouch – Aye, Kohn – Aye

There were no safety concerns for the driveway variance request for the property along Dobney Avenue, but it's just short of the driveway separation requirement.

At the recommendation of the Engineer, motion to approve the driveway variance request along Dobney Avenue was made by Kohn seconded by Crouch.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry presented the 2012/2013 On-Call list for snow removal to the Board of Supervisors and the Communications Center.

Motion by Kohn seconded by Crouch to approve the renewal of Rolling Prairie Case Management lease agreement with the Glenwood Resource Center with an annual amount of \$432.00 or \$36.00 monthly.

Motion carried on a vote: Ayes: 3 Nays: 0

County Attorney Eric Hansen joined the session at this time.

Motion by Kohn seconded by Crouch to approve the proposal by the Glenwood City Council to waive the building permit fees in exchange for the cost of the fiber optic system provided by Mills County to Glenwood Police Department.

Motion carried on a roll call vote: Blankenship – Nay, Crouch – Aye, Kohn – Aye.

The Auditor gave the Board of Supervisors correspondence she received from a County resident that pertains to a complaint he has with the County Attorney. Attorney Hansen explained the correspondence.

There being no further business to come before the Board at this time, they adjourned and will meet on Thursday November 8, 2012 due to the General Election.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 30th day of October, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn seconded by Crouch to approve the November 8, 2012 agenda and October 30, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There was one utility permit: MidAmerican Energy using Communications Technologies LLC for fiber optics on Bunge Avenue.

Motion by Crouch seconded by Kohn to approve, at the recommendation of the Engineer, to approve the purchase of a 2013 International 7600 truck cab from Cornhusker Trucks in the amount of \$169,250 with government discounts with a \$5,000 trade in of a 94 Ford LT9000 for a total purchase price of \$95,938.00.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve, at the recommendation of the Engineer, to purchase a 2060 Load King Bottom Trailer in the amount of \$44,238 with a trade in of 2 1992 Model 1827 Load King Bottom Dump Trucks, with a trade in of \$13,500 each leaving a purchase price of \$17,238.00.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the recommendation by Danelle Bruce, Mills/Montgomery/Fremont CPC Case Manager, to hire Wendy Buley effective November 27, 2012 at a starting salary of \$34,500. No physical for this position is needed since she has been a part-time employee of Mills County and will terminate that position so she will not fall into over-time status.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to authorize Mills County to enter into an agreement to pool the MH/DD funds into the proposed Southwest Iowa Mental Health region.

Motion carried on a vote: Ayes: 3 Nays: 0

Danelle Bruce explained that since they are no longer required to be on call their 6 cell phones were not being utilized. Only one of the case management workers used it as she telecommunicated to the office. It was decided since the other case managers could use the phones they would use the phones for 6 months, see what the usage is and then determine if they will keep them.

Mary Dyer presented the Board with information regarding ADA requirements for the hearing impaired that Mills County should be meeting when completing the courthouse renovations.

It was explained to Ms. Dyer what the addition to the courthouse consisted of and that Mills County Board of Supervisors is aware of impairments of those coming to Board meetings and will be handled appropriately. Ms. Dyer also asked about the Courtroom accommodations and it was explained that needs to be discussed with the State. Assistant County Attorney Tricia McSorley responded to the questions Ms. Dyer had. Ms. Dyer wanted to make sure Mills County is complying with ADA requirements under Title 6.

Deputy Real Estate Auditor Kristine Schoening presented Family Farm Credit applications. Motion by Kohn seconded by Crouch to approve the Family Farm Credit applications with an exception of 3 lots on one application were not allowed.

Motion carried on a vote: Ayes: 3 Nays: 0

Sheriff Goos and Assistant County Attorney Tricia McSorley were present for discussion with Mr. Weber and his son regarding golf balls being hit on Mr. Weber's farm land. He claims it has caused damage to his combines. The Sheriff explained that Mr. Weber needed to call the

communications center when they see this happen and cannot have a deputy posted there for something like that. McSorley stated unless they have proof of who has been doing this, there is nothing that can be prosecuted. Mr. Weber said he will hire a private detective.

There being no further business to come before the Board at this time, they adjourned and will meet on Tuesday November 13, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 13th day of November, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Kohn, seconded by Crouch to approve the November 13th agenda and the November 8, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve the accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry was absent and Richard Parks, Assistant Engineer was present for discussion.

There were no utility permits to report.

The Board explained there are discrepancies on the fee schedule posted on the Mills County website. Darin Whatcott, Zoning and Building director, explained there was a typo and he will correct them and re-post. He apologized for any issues this may have caused. Whatcott explained to the Board that they may be hearing from a resident requesting a variance on Ingrum Avenue. He had concerns about this proposed building meeting proper setbacks.

Motion by Crouch seconded by Kohn to approve the purchase of the Shortel Century Link phone system for a total cost of \$71,222.53. The District Court cost is \$2,808.40, the Glenwood Police Department's cost is \$4,488.85 and Mills County's total cost is \$63,925.28.

Motion carried on a vote: Ayes: 3 Nays: 0

Pete Franks, from Franks Design Group was present to give the Board a breakdown of the pay claim process from the contractor for payment of work completed through the end of October.

Pete Franks, Christina Govig, Mills County Assessor, Kim Carter, Clerk of Court and Kent Wirth, District Administrator was present to discuss storage space in the Mills County Courthouse.

Due to construction of the addition, the courthouse will lose some basement vault space that is currently used by the Mills County Assessor and the Clerk of Court because of the new wiring that is necessary. Some of this will be a temporary loss, so a solution on where to house their vault items needs to be decided. It was discussed that there may need to be some modifications to the current plan to accommodate this storage problem in the new addition. The Supervisors stated that they would contact the Engineer to discuss any space that may be available in the Engineer's building that could be used and that they will investigate other storage possibilities. The Supervisors directed Franks to get proposed costs for the changes for more storage space and return to the Board for their final approval.

Motion by Crouch seconded by Kohn to approve Dr. Janet Wade to fill the unexpired term on the Mills County Public Health Board until December 31, 2014 that was vacated by Rita Million.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board discussed the union negotiation process with Brittney Ferrin from Morrow and Associates for all three of Mills County unions. She has contacted the Union Representative to let them know that the Board wants next year's insurance rates before negotiations begin, and she will have departments do their preliminary salary information.

The Board received the September jail report and bank reconciliation report. The Board also received the October month end financial report.

There being no further business to come before the Board at this time, they adjourned to meet on Thursday, November 15, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 15th day of November, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch, seconded by Kohn to approve the November 15th agenda as presented.
Motion carried on a vote: Ayes: 3 Nays: 0

The Mills County Board of Supervisors met as a Board of Canvassers for the results of the November 6th, 2012 General election. Local results were as follows:

Board of Supervisors: Lonnie Mayberry and Ron Kohn
Auditor: Carol Robertson
Sheriff – Eugene Goos
Soil & Water Commissioners: Paul Hathaway, Rodney Seipold, Josiah Wearin
County Ag. Extension: Tina Bakehouse, Nick Greiner, David Hilton and Gary Smith

Township Trustees:
Anderson Twp: Randy Greiner, Bryan Sowers
Deer Creek Twp: Scott Hillyer and Jack Harbor
Glenwood Twp: John Ingoldsby and Terry Ross
Indian Creek Twp Clerk: Zenith Wilber, filling vacancy and Dave Anderson, Robert Washburn as Trustees
Ingraham: Clifford Boyer and William Mass
Lyons Twp: Larry Kruse and Ron Sargent
Oak Twp: Alfred Beier and Scott Frye
Plattville Twp: Dennis Lincoln and Jeff Reif
Rawles Twp: Scott Hetzel and Jeremy Marvel
Silver Creek Twp: Duane Volz and Wilfred Scott Shehan
St. Mary’s Twp: Lori S. Green and Paul Thieschafer
White Cloud Twp: Doug Volz and John Wade
Glenwood City Council: Stephen Fornoff
Emerson City Council: Robert M. Erickson
Hastings City Council: Rodney W. Courtier
Malvern City Council: write in to fill vacancy – Quincy Hunt
Official results are available in the Mills County Auditor’s office.

The Board members returned to general session.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, November 20, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 20th day of November, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present. Lonnie Mayberry attended the meeting today as an observer.

Motion by Crouch seconded by Kohn to approve the November 20, 2012 agenda and November 13, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

The engineer presented his weed commissioner's report.

Motion by Crouch seconded by Kohn to approve the 2012 weed commissioner's report.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report this week.

Lynn Adams attended the meeting to thank the County for their membership with the SW Iowa Coalition and explained the value the Coalition provides to the County. Adams encouraged Mills County to replace Joe Blankenship upon his retirement and also acknowledged the good service Joe has provided as President of the Coalition.

Sheriff Goos received the following surveying bids for the jail site:

- 1) TD2 Engineering and Surveying, Omaha, Nebraska - \$2800 for survey
- 2) American Surveyors Inc., Fremont, Nebraska - \$4100 for survey
- 3) Land Surveying Services, Glenwood, Iowa - \$2400 for survey
- 4) TD2 Engineering & Surveying – Geotechnical Soil Boring - \$4200
- 5) Terracon Consultants, Omaha, Nebraska – Geotechnical Soil Boring - \$2600

Motion by Kohn seconded by Crouch to approve the bid from Land Surveying Services in the amount of \$2400 for the survey and the bid from Terracon Consultants for the geotechnical soil boring in the amount of \$2600.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Kohn to approve the bid from Communication Innovators to provide fiber optic cabling from the Glenwood Police Department south to the Engineer's facility, including the new law enforcement center in the amount of \$64,264.36.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board held a departmental meeting with elected officials and department heads and/or designee regarding departmental updates and other various topics.

There being no further business to come before the Board at this time, they adjourned and will meet on Tuesday November 27, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 27th day of November, 2012, in the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch, seconded by Kohn to approve the November 27th agenda and the November 20, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve the accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report.

Engineer Mayberry and the Board discussed the possibility of using recycled asphalt on roads that have major dust problems. The Engineer will look into the feasibility of using this procedure on a small scale project.

The Engineer informed the Board that the Lambert Avenue bridge opened on Monday, November 26, 2012.

The Engineer will go to ISAC after a meeting in Omaha with MAPA that pertains to projects he has up for consideration.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, December 4, 2012. Supervisors Kohn and Crouch left to attend County officials meetings at ISAC in Des Moines.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 4th day of December, 2012, at the Courthouse in Glenwood with Joe Blankenship and Ron Kohn present. Richard Crouch was absent. Lonnie Mayberry attended the meeting today as an observer.

Motion by Kohn seconded by Blankenship to approve the December 4, 2012 agenda as presented and November 27, 2012 minutes as corrected.
Motion carried on a vote: Ayes: 2 Nays: 0

The Engineer was absent due to the Engineer's Conference in Ames.

There were no utility permits to report this week.

Darin Whatcott from Building & Zoning reminded the Board that one member of the Planning and Zoning Board and one on the Zoning Board of Adjustment are needed. Whatcott will ask Ted Mintle if he wishes to be re-appointed to the Planning & Zoning Board. The Board of Supervisors will contact other individuals and will appoint at the January meeting.

Aaron Aistrophe and Clarence Hoffman were unable to attend the meeting and have been re-scheduled for the December 18th meeting.

Motion by Kohn seconded by Blankenship to approve the 911 Easement with the City of Glenwood located in part of lots 2 and 3 in Block 41 in the original town of Glenwood.
Motion carried on a vote: Ayes: 2 Nays: 0

Motion by Kohn seconded by Blankenship to approve the 100% Disabled Veterans Homestead property tax credits for Steven King, Darwin M. Larson, Randolph Squier and Bryce Johnson.
Motion carried on a vote: Ayes: 2 Nays: 0

There being no further business to come before the Board at this time, they adjourned and will meet on Tuesday December 11, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 11th day of December, 2012, in the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Motion by Crouch, seconded by Kohn to approve the December 11th agenda and the December 4, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch, seconded by Kohn to approve the accounts payable as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

Senator Joni Ernst, Representative Mark Costello, Danelle Bruce - Montgomery/Mills/Fremont CPC and Fremont County Supervisors were present for a discussion on the proposed Mental Health Region. Senator Ernst explained how things will work and told CPC Bruce that the counties wishing to form the 9-county region need to compile cost figures for Ernst to take to the Senate for negotiations in January.

Motion by Crouch seconded by Kohn to approve the pooling of all funds including Mental Health reserves, property tax dollars and state funding to go to proposed Southwest Iowa Mental Health Region effective July 1, 2014.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Blankenship to approve Supervisor Crouch as the voting delegate to the proposed Southwest Iowa Mental Health Region.

Motion carried on a vote: Ayes: 2 Nays: 0 Crouch - Abstained

The Administrative options in the Proposed Southwest Iowa Mental Health Region will continue to be discussed throughout the regionalizing process.

There were two utility permits to report.

Pierce Pumping for a tile outlet on 380th to 390th on Marh Avenue.

Oak Township Fire Department for electrical work done by JAG Electric. This permit fee was waived because it was for the Fire Department.

Motion by Crouch seconded by Kohn to pay voucher #9 for project BRS-CO65(75)-60-65, bridge replacement on Lambert Avenue over the Nishnabotna River in the amount of \$201,312.43 to Murphy Heavy Contracting of Anita, Iowa.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board received the Recorder's November Report of Fees, the Sheriff's October Jail Report and the November Month End Report.

Motion by Kohn seconded by Crouch to waive the County portion of the accessory structure construction permit application fee for Indian Creek Historical Society and the County be billed for the remainder of the fee in the amount of \$162.25.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to allow and disallow the 2012 Homestead and Military exemptions.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to authorize the Chair to sign the contract with Prochaska and Associates for architectural services for the construction of the Mills County Law Enforcement Center in an amount of \$402,930.00.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board met as a Board of Canvassers to canvass the Iowa Western Community College election with Election Assistant Lori Ingoldsby present.
Results for the question were: 187-Yes and 103-No.

The Board returned to open session at this time.

Motion by Kohn seconded by Crouch to approve the County Urban Renewal Report.
Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, December 18, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

The Mills County Board of Supervisors met this 18th day of December, 2012, at the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present.

Lonnie Mayberry attended the meeting today as an observer.

Motion by Crouch seconded by Kohn to approve the December 18, 2012 agenda and the December 11, 2012 minutes as presented.

Motion carried on a vote: Ayes: 3 Nays: 0

There were no utility permits to report this week.

The Hungry Canyons Alliance project has been bid twice and the Engineer will put out for bid again in February.

Motion by Kohn seconded by Crouch to authorize Chair to sign amendment #3 to Hungry Canyons Alliance project – Farm Creek lower fish passage modification.

Motion carried on a vote: Ayes: 3 Nays: 0

Melissa Gray, Mills County Veteran's Affairs/General Relief Coordinator was present to update the Board on the Veteran's Van Program. Gray stated that the van will begin making trips to Veteran's Hospital on December 26th. Gray is qualified to drive and will be making the first run. Presently she has four other qualified drivers but would like to have other volunteers. She will contact the local churches to put a request for volunteers in their bulletins.

Patrick Binns, IT Director joined the meeting at this time. Gray requested to have access to facebook for Veterans and is hoping to have a Mills County Veteran's facebook page for informational purposes only.

Motion by Crouch seconded by Kohn to approve the waiver to access facebook for Veteran's Affairs.

Motion carried on a vote: Ayes: 3 Nays: 0

Kasi Kohler, Clarence Hoffman and Aaron Aistrope returned a \$12,904.39 ICAP check in capital returns. Mills County has received \$69,035.31 in membership credits and capital returns since joining the ICAP pool 5 years ago. Hoffman explained their goal is to keep the rates lower and to use local agents to administer their insurance.

Motion by Crouch seconded by Kohn to approve Glenwood Chamber/Economic Development Investment dues in the amount of \$5,799 to promote economic development and jobs in Mills County.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn seconded by Crouch to approve the renewal of a Class C Beer Permit including carry out, wine and Sunday sales for Beer Barn.

Motion carried on a vote: Ayes: 3 Nays: 0

The Board received the Sheriff's Bank reconciliation report for November 2012.

There being no further business to come before the Board at this time, they adjourned and will meet on Thursday December 27, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 27th day of December, 2012, in the Courthouse in Glenwood with Joe Blankenship, Richard Crouch and Ron Kohn present. Lonnie Mayberry was present for the meeting.

Motion by Crouch, seconded by Kohn to approve the December 27th agenda as presented and the December 18, 2012 minutes as corrected.
Motion carried on a vote: Ayes: 3 Nays: 0

John Paul, Chairman of Compensation Board, was in to provide the Board a narrative of the salary recommendation for 2013. The Compensation Board recommended salary increases of 3% for each elected official.
Motion by Crouch seconded by Kohn to accept the recommendation of the 7 member compensation board.
Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Kohn, seconded by Crouch to approve the accounts payable as presented.
Motion carried on a vote: Ayes: 3 Nays: 0

Christine Govig, Mills County Assessor and Tom Ling, E911 Communications Director, were present with Pete Franks from the Frank's Design Group to discuss updates on the courthouse renovation. Franks presented preliminary plan documents for additional storage space and the conversion of the current storage. Franks also shared cost estimates of \$64,330 and an additional cost of \$30,000 for high density storage shelving. The estimated time frame that the north entrance will be closed is the last week of February.

The Board of Supervisors and Engineer Kevin Mayberry went on a site visit for a driveway variance that is being requested by United Suppliers located near 195th and Kelting.

Motion by Kohn seconded by Crouch to approve the driveway variance request from United Suppliers located near 195th and Kelting.
Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Wednesday, January 2, 2012.

Mills County Board of Supervisors

Joe Blankenship – Chairperson

Attest: _____
Carol Robertson, Auditor