

Office of Mills County Auditor  
Carol Robertson  
Courthouse  
Glenwood, IA

The Mills County Board of Supervisors met this 7th day of May, 2013, in the Courthouse in Glenwood with Ron Kohn, Richard Crouch and Lonnie Mayberry present.

Motion by Mayberry, seconded by Crouch to approve the May 7th agenda as presented and the April 30, 2013 minutes as corrected.

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

The Engineer and Board of Supervisors went to view the location of a driveway variance request at 55731 230<sup>th</sup> Street.

There were no utility permits to report.

Motion by Crouch seconded by Mayberry to deny the driveway variance request located at 55731 230<sup>th</sup> Street at the recommendation of the Engineer. It does not meet the separation or sight distance requirements and it was recommended that the existing driveway be shared.

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

Motion by Mayberry seconded by Crouch to approve and authorize the Chair to sign the Iowa D.O.T. materials testing costs for BRS-CO65(75)-60-65, Lambert Avenue Bridge over the Nishnabotna River in the amount of \$299.60 which will come out of the Farm to Market account.

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

The Engineer stated he has received several calls regarding the dirt hauling that is taking place off of Barrus Road. He has contacted the owner to share his concerns about the truck drivers not stopping before entering the road and the amount of dirt that is left on the County road.

Motion by Crouch seconded by Mayberry to approve the Class C beer renewal permit including Sunday sales and living quarters on the premises to Estop.

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

Motion by Crouch seconded by Mayberry to approve Resolution 13-12 – Amending the Fee for Cancellation of a Sheriff's Sale.

Resolution 13- 12

A RESOLUTION TO AMEND THE FEE FOR CANCELLATION OF A SHERIFF'S SALE

WHEREAS, the Mills County Sheriff's Office expends a substantial amount of time and money preparing for a Sheriff's Sale; and

WHEREAS, it is not unusual for a party to cancel a Sheriff's Sale less than twenty-four (24) hours prior to said sale; and

WHEREAS, it is the best interest of Mills County, Iowa for the Mills County Sheriff's Office to increase the additional fee for the cancellation of a Sheriff's Sale; and

WHEREAS, the increased fee will reimburse the Mills County Sheriff's Office for paperwork and research completed prior to the Sheriff's Sale; and

WHEREAS, the Mills County Board of Supervisors met on May 7, 2013 to consider and approve said fee increase for the cancellation of a Sheriff's Sale.

NOW, THEREFORE, BE IT  
RESOLVED BY THE MILLS  
COUNTY BOARD OF SUPERVISORS

That the Mills County Board of Supervisors hereby authorizes the Mills County Sheriff's Office to increase the fee from the current Fifty (\$50.00) to One Hundred (\$100.00) for cancellation of a Sheriff's Sale.

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

Motion by Mayberry seconded by Crouch to approve Resolution 13-13 to set a fee for the postponement or delay of a Sheriff's sale.

Resolution 13- 13

A RESOLUTION TO SET A FEE FOR THE POSTPONEMENT OR DELAY OF A SHERIFF'S SALE

WHEREAS, the Mills County Sheriff's Office expends a substantial amount of time and money preparing for a Sheriff's Sale; and

WHEREAS, it is not unusual for a party to postpone or delay a Sheriff's Sale less than twenty-four (24) hours prior to said sale; and

WHEREAS, it is the best interest of Mills County, Iowa for the Mills County Sheriff's Office to charge an additional fee for the postponement or delay of a Sheriff's Sale; and

WHEREAS, the fee will reimburse the Mills County Sheriff's Office for paperwork and research completed prior to the Sheriff's Sale; and

WHEREAS, the Mills County Board of Supervisors met on May 7, 2013 to consider and approve said fee for the postponement or delay of a Sheriff's Sale.

NOW, THEREFORE, BE IT  
RESOLVED BY THE MILLS  
COUNTY BOARD OF SUPERVISORS

That the Mills County Board of Supervisors hereby authorizes the Mills County Sheriff's Office to charge a fee to Fifty (\$50.00) for postponement or delay of a Sheriff's Sale.

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

Motion by Crouch seconded by Mayberry to approve the purchase of 4 Intoximeters Alco Breathalyzers to replace the current ones that no longer work properly in the amount of \$459.99 each for a total cost of \$1839.96.

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

Motion by Crouch seconded by Mayberry to authorize the Chair to sign the contract with Midwest Storage Solutions for a revised bid of \$67,135.35 which will accommodate central panels to give more security to each department's shelving.

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

Supervisor Crouch updated the Board of a meeting he attended regarding the 28E Agreement and bylaws that need to be created by the local regions for Mental Health. The attorney for ISAC is assisting in drafting this 28E Agreement.

The Board received the Recorder's statement of Fees for April.

Mike Newman joined the general discussion session to share his concerns about a local landlord that is renting a mobile home that potentially has mold and holes in the floors allowing raccoons and ferrell cats to get in. The family that was living in this mobile home has moved out due to health concerns. The County attorney stated that people that rent have rights under the landlord/tenant act.

Since Public Health has no jurisdiction for this situation, the County attorney will contact the Building & Safety department for a phone number of someone who would be responsible for this jurisdiction that may be able to assist.

Mr. Hansen will contact Mr. Newman with the number when he receives it.

The Board received a copy of the preliminary budget summary of the total project for the Law Enforcement Center to review from Prochaska and Associates.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, May 14, 2013.

Mills County Board of Supervisors

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Ron Kohn – Chairperson

Attest: \_\_\_\_\_  
Carol Robertson, Auditor