

Office of Mills County Auditor
Carol Robertson
Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 6th day of August, 2013, in the Engineer's Meeting Room in Glenwood with Ron Kohn, Richard Crouch and Lonnie Mayberry present. Also present were Eric Hansen, Mills County Attorney, Darin Whatcott, Building & Zoning Officer, Joe Foreman from Glenwood Opinion Tribune, Craig Nakamoto and Don Hopp.

Motion by Crouch, seconded by Mayberry to approve the agenda as presented and to approve the July 30, 2013 minutes as corrected.

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

Resolution 13-22 – Bridge Embargo List will be re-scheduled for the August 13, 2013 board meeting.

Bob Lothrop and Matt Croatt were present to discuss concerns that Lothrop has with the excavating his neighbor (Croatt) is doing on his own property without a permit. Lothrop feels that his neighbor has disturbed too much dirt near Lothrop's septic and well area that could lead to problems later on. He is also concerned about the driveway curvature. Engineer Mayberry stated that he had viewed the driveway and Croatt will make the necessary corrections. Lothrop also expressed concerns about covenant violations. Mills County Attorney Eric Hansen explained that the County does not enforce subdivision covenants; that it is up to the homeowners association or the individual property owners (if there is no association) to file a civil suit.

Croatt has put up a silt fence to help mitigate any potential water runoff problems. Engineer Mayberry assured Lothrop that he will view the culvert on Croatts' property and the County will stay on top of this situation, including permits if any are needed. Mayberry stated that Lothrop can contact him anytime he has concerns.

Mayberry discussed the potential expense with the tile line request. A bore under 2 county roads would be required across to trace. This was not a budgeted item.

There were no utility permit reports this week.

Engineer Mayberry explained he will need to do a budget amendment to do tile line and repair pavement in a couple of places. He will have funding coming in and he will need to budget amend in these line items. He is not asking for additional funding from the County.

Representatives from Meco-Henne Construction, Terracon, and Prochaska and Associates were present to discuss concerns they have with soil that was sampled located in a 90x90 square foot area for the new Law Enforcement Center. They want the Board to know there is potential that a foot of rock may need to be put on the soil to stabilize the footing elevation if the testing comes back unfavorable. Since this was not an anticipated expense, they are requesting approval from the Board to continue if this need arises. The Board stated they realize that there will be costs not anticipated and to proceed.

They returned after the end of the meeting and stated that there will be no further expense.

The Board voted in May not to return permit fees to Don Hopp because he had cancelled a cabin project. Hopp feels the County did not earn these fees because of his cancellation. Supervisor Crouch reminded Hopp that he attended the Board of Adjustment meetings and heard what the homeowner's opposition was regarding the cabins being placed there; therefore Hopp knew what would be needed to make the neighbors accepting of this project and was aware of the County ordinance that he needed to follow to complete the project. Hopp felt there were too many stipulations and the project was going to be too costly, so it was cancelled. The Board stated they were staying with their ruling on May 29, 2013 and will not be returning the permit fees.

Greg Youell of MAPA updated the Board regarding the Heartland 2050 plan. Mills, Pottawattamie and Harrison counties in Iowa and Washington, Sarpy, Douglas, Cass and Saunders counties in Nebraska are developing a long range vision for our region. They will

collect surveys and have workshops in communities to discuss community values, to develop a regional visioning plan and complete it by the end of 2014.

Bill Good from Toby Jacks in Mineola was present to request permission to have another street dance on August 22, 2013. The Board shared a petition with Mr. Good that they had received regarding concerns from the neighbors about these events i.e.: abuse of private property, late nights and loud music. Mr. Good was told he needed to have more security at these events as well as more port-a-pots and the music must stop at the designated time.

Good stated he will have more security and have them identified with shirts stating “security”. He also stated they would police the area to eliminate trespassing on private property and the event will be from 6:00 p.m. to 11:00 p.m.

Motion by Crouch seconded by Mayberry to approve the request for the street dance on August 22, 2013, but if anything comes to the Board regarding these events, Mr. Good will be denied any future requests.

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

Good also asked for permission to construct a privacy fence around the back of his property so he would be able to keep these events in the confines of his establishment and not be in the street.

The Board explained he will need to talk to the Building and Zoning Department for this request.

Motion by Crouch seconded by Mayberry to accept the bid by Terracon in the amount of \$33,964.00 for construction materials, testing and special inspection services for the new Law Enforcement Center.

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

Motion by Mayberry seconded by Crouch to approve Resolution 12-23 – Approving Bond Purchase Agreement with Northland Securities.

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

The Board received the Recorder’s July Statement of Fees.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, August 13, 2013.

Mills County Board of Supervisors

Ron Kohn – Chairperson

Attest: _____
Carol Robertson, Auditor