

Office of Mills County Auditor
Carol Robertson
Mills County Courthouse
Glenwood, IA

The Mills County Board of Supervisors met this 5th day of August, 2014, in the Board of Supervisors meeting room at Mills County Courthouse in Glenwood with Lonnie Mayberry, Richard Crouch and Ron Kohn present.

Motion by Kohn, seconded by Crouch to approve the August 5, 2014 agenda as presented and the July 29, 2014 minutes as corrected.

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 pay voucher #7 for project # STP-S-CO65(77)—5E-65, PCC pavement overlay for 221st Street South to Manatts in the amount of \$26,297.43.

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

Motion by Kohn seconded by Crouch to approve the purchase of a new motor grader from Ziegler Cat. Engineer Mayberry will trade in a 2005 140H grader with a trade-in value of \$100,000 to purchase a CAT 12M2 grader valued at \$260,736.00 making the total purchase cost \$160,736.00.

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

Motion by Kohn seconded by Crouch to accept the map of proposed hard surface and soft surface trails as developed by the Mills County Trails Committee and recommend that the map be included in the Mills County comprehensive plan.

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

Engineer Mayberry updated the Board of Supervisors that Sta-Bilt will be moving into the County to finish Pole Road and Elrod Avenue on Thursday.

Mayberry also attended a pre-construction meeting with Manatts. They plan to start resurface work on the following roads: L31, South of 34, Levi Road, Paddock, Lambert on August 12th and 13th.

Cory Leick, Darin Whatcott, County Attorney Eric Hansen were present with Deb Juarez, Ted Golka and Liz Gunkelman to discuss concerns with the Board of Supervisors regarding Cory Leick's dirt borrow operations. Gunkelman identified issues of vibration, noise, truck traffic, dust and quality of life of the residents living in the area. Gunkelman shared a video of the traffic and expressed concerns that Leick has violated stipulations associated with his permit.

Gunkelman also submitted a letter of complaint that was signed by area residents expressing concerns of a continuation permit after it is reviewed by the Zoning Board of Adjustment. The Board of Supervisors accepted their complaint letter and will share it with the Zoning Board of Adjustment. The Supervisors thanked them for sharing their concerns and explained that they as a Board have no power over the decisions of the Zoning Board of Adjustment with the exception of appointment to fill a position. Leick stated that he intends for the land to go back into farm ground when he is done with the borrow.

Motion by Kohn seconded by Crouch to approve Resolution 14-15 – Dirt Borrow Fees

Resolution 14-15

A RESOLUTION TO ESTABLISH A FEE FOR SOIL EXTRACTION PURSUANT TO Mills County Ordinance § 27.7.3(b)(1)

WHEREAS, The Mills County Board of Supervisors has amended the Chapter 27 – Zoning, to allow for the extraction of soil or other resources.

WHEREAS, the Mills County Board of Supervisors recognizes that during that extraction heavy equipment and trucks may travel on roads and damage said roads beyond normal wear and tear caused by normal and farm traffic.

WHEREAS, § 27.7.3(b)(1) authorizes the establishment of a use surcharge or fee for resource extraction.

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

That the Mills County Board of Supervisors hereby authorizes the Mills County Zoning Office to charge a use surcharge in the amount of 35¢ per cubic yard of material removed. The total fee assessed may be determined by a contract between the owner and a third-party or the total amount to be removed under the approved grading plan. The use surcharge shall be assessed to the permit holder.

Said Resolution becomes effective upon passage, approval and publication as provided by law.

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

County Attorney Eric Hansen discussed the process the Board needed to do regarding appointment for the Recorder's position which is needed to fill a vacancy left by Recorder Vicki McClintic upon her retirement at the end of June 2014.

Lisa Tallman and Gloria Ross were present for the appointment of the Mills County Recorder position.

Motion by Kohn seconded by Crouch to appoint Lisa Tallman to fill the vacancy of the Recorder until the canvas of the General election in November 2014.

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

The Board received the June 2014 Jail report.

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, August 12, 2014.

Chairman, Lonnie Mayberry

ATTEST: _____
Carol Robertson, Auditor