

LYON COUNTY AUDITORS OFFICE  
July 29, 2013

ROCK RAPIDS, IOWA

Chairman Randy Bosch convened the adjourned session with Bosch, Behrens, Koedam and Michael present. Supervisor Peters was absent. Motion carried assumes unanimous vote unless otherwise stated.

The minutes of the July 15<sup>th</sup> and July 25<sup>th</sup>, 2013 meeting were reviewed. Motion made by Michael to approve minutes, seconded by Behrens. Motion carried.

County Engineer Sievers joined the meeting to have the Board approve and sign an agreement with IDOT for an upcoming overlay project on K-40, Project #STP-S-CO60(88)-5E-60. The agreement states the project will have STP funding and will be let in January. This project will be a 5 inch concrete overlay covering about 5 miles running north from IA Hwy9 and is estimated to cost \$1,022,000 with \$272,000 coming from STP funds. The remaining dollars will come from the Farm to Market account. Sievers is a little hesitant to bid the project as some of the concrete contractors around here were involved in price fixing in contracts and have been restricted from bidding on contracts until 2014. The Board decided to move ahead with the project to see how it will effect bids. Sievers said this project will be a closed road project with access to residents living on K40 (Fig Avenue). Motion to approve and have chairman sign agreement 03-13-STPS-032 for project STP-S-CO60(88)-5E-60 PCC Overlay was made by Koedam, seconded by Behrens. Motion carried.

Fred Landis joined the Board meeting asking for a utility easement accommodation for a water line running from the South side of his new home, out along the west side and then north to a main line. The 2 inch line would be bored under the road through county right of way and across county property as well. Sievers stated that Landis has filled out the required application and has no issues with approving it. Sievers did request that Landis would let her office know when the work will start. Landis agreed to give Siever's office notice as to when the utility work will begin. Motion made by Behrens to approve and Chairman sign utility accommodation for Landis, seconded by Koedam. Motion carried.

Sievers also presented a utility applications from Mid American Energy Company and Alliant Energy. Mid American will be rebuilding an overhead electric line to serve Winding Meadows Dairy in section 32 and 33 of Doon Township. Alliant Energy will be installing a new overhead single phase line along the south right of way line of 190<sup>th</sup> Street from the intersection of 190<sup>th</sup> and Kennedy Avenue in section 24 of Liberal Township. Motion made by Koedam to approve and have Chairman sign applications from Mid American Energy and Alliant Energy, seconded by Michael. Motion carried.

Sievers informed the Board that more rock will be crushed out of Fairview pit. There is not enough money in this year's budget so she will be spending the rest of this year's budget to pay for some of it and the rest will come out of next year. Sievers stated Hallett Materials will be crushing the rock at \$4.25 per ton and the county will get 30,000 tons.

Mike Estep was on the agenda to talk about the triangle piece of county shop property that Landis is encroaching on. Estep talked about numerous issues and would also like to purchase said piece of triangle land if the county entertains selling it. Attorney Mayer believes that it would be best for each of the interested parties to retain their own lawyers as Mayer works for the county not Landis or Estep. Estep would also like to see a fence put back in between the county and Landis's property as it used to be. Chairman Bosch said the Board would wait for proposals to be brought to the Board from the gentlemen's attorneys before making any decisions.

CPC, Lisa Rockhill brought an updated six month (July through December 2013) Seasons contract to the Board as requested. She mentioned that the contract was updated to a six month contract but the addendum wording did not get changed. Motion made by Michael to approve and sign Seasons six month contract, seconded by Behrens. Motion carried.

Rockhill also explained she was going to send an official response to the letter the county received about balances still due from FY 2012/2013. This was in regards to a bill from last October that DHS stated they had not yet been paid for. However, Lyon County had in fact issued two checks prior to this letter. DHS stated they never received those payments and would like to receive payment. A third check was handwritten and sent by certified mail. Rockhill states the check has been signed for at the Hoover Building and Rockhill will be checking with DHS to make sure they actually received the check as all the mail goes to a central mailroom. Motion to sign explanation letter made by Behrens, seconded by Michael. Motion carried.

Auditor Smit mentioned that there are a few compensation board members that are up for reappointment. Smit has contacted Attorney Mayer as her member needs to be reappointed and both of the Supervisor's members are needing to be reappointed as well. The Board asked Smit to check on the status of Josh Feucht as he was appointed as one of the Board's appointees last year. The Board asked Smit to check with Sheila Klaassen if she would like to be reappointed.

Chairman Bosch presented Resolution 2013-21 Disposal of Real Estate pertaining to the former Doon Shop.

#### **RESOLUTION 2013-21**

#### **RESOLUTION TO DISPOSE OF REAL ESTATE AT PUBLIC AUCTION**

**WHEREAS**, Lyon County is the owner of the following described real estate, to-wit:

Lot 3 except West 21' and including 15' vacated alley, Block 8,  
Original Town (now City) of Doon, Lyon County, Iowa

**WHEREAS**, Lyon County, Iowa, by Resolution 2013-14 dated May 28, 2013, deemed it to be in the best interest of the County to sell the above described premises at public auction, with the sale of said real estate to be as provided under Iowa Code Section 331.361; and

**WHEREAS**, a public notice concerning the proposed disposal of the above described real estate at public auction was published on the 5<sup>h</sup> day of June, 2013, in the Lyon County Reporter, Rock Rapids, Iowa and on the 30<sup>th</sup> day of May, 2013, in the Doon Press, Doon, Iowa, and a copy of the affidavits of publication of said notice is attached hereto and by reference made a part hereof, which public notice provided for a public hearing to be held concerning the disposal of said real estate at public auction with said hearing scheduled for the 10<sup>th</sup> day of June, 2013 at 10:15 A.M. in the Board of Supervisors Room at the Lyon County Courthouse, Rock Rapids, Iowa, and

**WHEREAS**, said hearing has now been held and no objections were filed, either written or oral, concerning the disposal of said real estate as proposed; and

**WHEREAS**, Lyon County, Iowa now deems it to be appropriate and in the best interests of Lyon County to sell the above described real estate at public auction.

**NOW THEREFORE BE IT RESOLVED** by the Lyon County Board of Supervisors, Lyon County, Iowa, that Lyon County, Iowa has publically auctioned the above described real estate on July 10<sup>th</sup>, 2013 at 6:30 p.m. and that the Chairman and Auditor be, and they are hereby authorized to execute a Special Warranty Deed for the above described premises to Marvin Post.

Dated this 29 day of July, 2013.

\_\_\_\_\_  
Randy Bosch, Chairman Lyon County Board of Supervisors

ATTEST:

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Jen Smit, Lyon County Auditor

Motion by Koedam to approve and have Chairman sign Resolution 2013-21, seconded by Behrens. Motion carried.

Resolution 2013-22 for a Short Term Interfund Loan for Conservation was brought before the Board.

#### **Resolution 2013-22**

#### **Authorization for Short Term Inter-fund Loan Conservation**

**WHEREAS**, Lyon County Conservation is currently in the process of purchasing the Kanengieter property in Grant Township from Iowa Natural Heritage Foundation. Iowa Natural Heritage Foundation originally purchased the property in September of 2012 for Conservation. Purchase price is \$103,545; with payment as follows:

\$30,000 - previously paid last year by Lyon County Pheasants Forever  
68,545 - from Fund 71000 - CS Projects and Acquisition Fund  
5,000 - from Fund 23000 - REAP

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\$103,545

Payment of \$68,545 will be paid from Fund 71, CS Projects and Acquisition Fund; but at the present time said fund does not have enough fund balance to pay this expense.

A short term loan is needed from Fund 01, General Basic to Fund 71, CS Projects and Acquisition Fund in the amount of \$68,545. Conservation will repay said amount with \$15,000 from an Iowa State PF Trust Grant and \$53,545 from an Iowa Wildlife Habitat Stamp.

**THEREFORE BE IT RESOLVED** by the Lyon County Board of Supervisors to approve a Short Term Loan in the amount of \$68,545 from Fund 01, General Basic Fund to Fund 71, CS Projects and Acquisition Fund. The funds will be repaid before the end of the current fiscal year.

**Passed and approved this 29<sup>th</sup> day of July, 2013.**

\_\_\_\_\_  
Randy Bosch  
Chairman, Lyon County Board of Supervisors

ATTEST: \_\_\_\_\_  
Jen Smit, Lyon County Auditor

Motion by Michael to approve and have Chairman sign Resolution 2013-22, seconded by Behrens. Motion carried.

Auditor Smit talked with the Board regarding the county moving forward with a Designated Physician for work comp issues. Michael Raner, Safety Coordinator for Lyon County; Laurie Jensen, Sanford Clinic Director and Tom Rogers, Sanford Occupational Medicine met to talk about different options for the county and how to work better with the clinic regarding work comp claims. It was highly suggested by Rogers that the county consider doing job function testing. This would involve a physical therapist following an employee to observe the actual work functions of a job. This would give the county a great tool for pre-employment testing as well as valuable information for the doctors and rehab staff for work comp patients. The thought was to start with one department. The Board decided that each department should go ahead with the essential job function evaluations to keep everyone moving in the same direction. Smit will talk with Raner, Sanford and then the department heads to get the evaluations started.

The approval of the safety manual was tabled as there were many questions brought up in the department head meeting earlier this morning. Smit will talk with Raner to clear up the issues.

There were employment changes in the Sheriff's Department with Amber Kruger resigning from her full time position as a dispatcher as of June 27<sup>th</sup>, 2013. Heather Sinnett has been hired as a full time dispatcher with a starting date of July 26<sup>th</sup> at \$16.07/hr. Sinnett has been a part time dispatcher since April 4, 2011.

Auditor Smit stated that David De Noble advised the bill from the State Auditor's Office should be paid from the administrative part of the Engineer's budget. Supervisor Bosch asked if a budget amendment would be needed to pay the bill. Smit will ask Sievers if a budget amendment will be needed. The Board agreed that the bill should be paid from the secondary road budget.

Supervisor Behrens attended a Good Earth presentation and Lyon County Fair lunch.

Supervisor Bosch attended a Seasons Center meeting.

Supervisor Koedam attended Rides, Northwest Iowa Planning and Development meetings and the Lyon County Fair lunch.

The Board adjourned for lunch.

The Board reconvened at the Rock Rapids County Shop at 1:15 p.m. to look at some of the road fleet. They looked at two 2004 Sterling trucks and two 2006 Sterling trucks. The Board talked with the mechanic, Jared Van Engen, road crew members Dustin Horstman, Jake Schoening, Dan Van Geest and Lyle VerHoeven along with Gary Vogel and Laura Sievers. The current equipment purchasing schedule was discussed. Concerns of truck safety and trade in values were brought to attention. The Board thanked Laura and Gary for inviting them to look at the vehicles and the gentlemen for taking time out of their day to voice their concerns. The Board agreed that they will have to spend some time reviewing the current purchasing schedule.

Claims dated 7-16-2013 in the amount of \$1,317.03 were reviewed and approved. Check sequence #104667 - 104674.

American Legion Post #103 c/o	Grave Markers	341.45
American Legion Post #310 c/o	Grave Markers	546.10
Dennis Hansmann	Mileage (30) - July Meeting	15.00
Corey Heimensen	Office Space Rent-August	169.60
HickoryTech	Telephone-June	46.88
Jerry Baatz	Mileage (20) - July Meeting	10.00
MidAmerican Energy	Utilities	173.00
Ann Miller	Registration Fee-District mtg	15.00

General Basic Fund 1,317.03

A handwritten warrant to U.S. Cellular issued 7-17-2013 for \$105.83 was reviewed and approved. Check #104675

General Basic Fund 105.83

A handwritten warrant to Century Link issued 7-15-2013 for 149.60 was reviewed and approved. Check #104666.

General Basic Fund	120.20
Mental Health Fund	3.49
Economic Development Fund	.90
Secondary Road Fund	17.60
Co. Assessor Agency Fund	7.41

Claims dated 7-29-2013 in the amount of \$295,370.45 were reviewed and approved. Check sequence #104821 - 104911.

Advanced Systems, Inc.	4/21-7/20 Over/35,578 Copies	629.60
Alliant Energy	acct 93-34-020-1250-03	150.97
Apple Time Inc.	Fair Handout Supplies	674.37
AT & T Mobility	6/16-7/15 Cell Phone #416	56.25
Boyer Trucks	a/c condenser,accum#6,windshield	576.34
Butler Machinery Company	compressor,dryer #59	763.21
Carpenter Uniform/Promotional	1-Security Tactical Pants/4shirts	228.07
Caswell Excavating	bridge berm repair A-26	63433.72
Century Link	911 Recurring,phone service	407.57
Century Link - Business	6/16-7/15 LD - Amb Garage	182.44
Cerro Gordo County Auditor	4 Laptops/Precinct Atlas	2036.40
City of George	utilities	27.75
City of Rock Rapids Municipal	utilities	344.79
Jim Crawford	Rent Assistance	200.00
Creative Product Source, Inc.	DARE fair supplies	346.11
Driveline Service, Inc.	u joints, end yoke #17	54.65
Electronic Engineering	Charger/Battery Amb	212.45
Electronic Transactions Cleari	FY2014 Member Dues	5904.57
First Administrators, Inc. ACH	7/16/13 Claim Run	18553.49
First Administrators, Inc. ACH	August Ins 21s/68f	29636.64
Frank Dunn Company	hi performance patch	699.00
George Office Products	20 cases paper,toner,supplies	1928.86
Dr. Beta Hamon, MD	5/26/13 Med Examiner Fee	118.00
Allen D. Hansman	June Transportation	960.00
Hegg Medical Clinic	5/9/13 PreEmployment Phys	80.00
Richard Heidloff	NACO Mileage,meals,parking	139.78
Heiman Inc.	fire extinguisher checks	785.17
HickoryTech	7/25-8/24 911 Recurring,phone	1245.36
Hillyard / Sioux Falls	Mop - annex	79.22
Hope Haven	June Service	14907.91
I Wireless	7/16-8/15 Cell Phone #667	180.58
Iowa County Engineers Assn Ser	mid-yr conf - L Sievers	55.00
Iowa Dept. of Human Services D	June2012Dec2011,Feb2013 Serv.	41240.36
IA Dept. of Public Safety ATTN	July-Sept IOWA line chrg,term.	1380.00
Iowa Individual Health Benefit	Annual 2011 Ins Assessmen	5508.48
IA Natural Heritage Foundation	Kanengieter Property	77836.27
Iowa Prison Industries	25 county route markers	830.00
ISACA Treasurer Attn:Sandy Hys	Summer Registration-SS	90.00
JCL Solutions-Janitors Closet	Car Wash Pump,supplies	136.50
Jebro Inc.	648 gal CRS-2	2268.00
Jim Hawk Tr Trailers Inc.	air fittings,30lbs freon	134.52
K & L Electric	electrical work	893.85
Ryan Krull	Liberal Twp Mtgs	60.00
Legal Directories Publishing	2013 Iowa Legal Directory	57.75
Leuthold Plumbing/Heating Inc	2-6" road bore - 1/2 cost	2500.00

LexisNexis	June Online Services	103.00
Lyon County Ambulance Service	6/24/13 Inmate Transport	572.00
Lyon County Engineer	April-June Well Admin.	326.53
Lyon County News	job vacancy notice	62.40
Lyon County Sheriff Dept.	Sheriff Fees	165.44
Mail Services. LLC	August Renewal Notices	352.37
Mid Country Machinery Inc.	hose #90	505.86
MidAmerican Energy	acct 11930-66002 Doon	74.72
My Techware, Inc.	Symantec Backup Software	1304.00
New Century Press	Brd Minutes, Rec PT help	675.83
North Iowa Transition Center	June Service	280.20
OakLeaf Property Management	Rent Assistance	200.00
Pete's Drainage, Inc.	tile repair (Art Bosch)	24.95
Pitney Bowes Inc.	Ink Cartridge postage met	65.44
Premier Network Solutions d/b/	Aug IT - Crthouse/Annex/Sheriff	2362.50
Rock Rapids Ace Hardware	Custodial supplies	65.52
Sanford Health	6/12/13 Inmate Treatment	82.00
Sara's Sewing	Patches/Jail	65.00
Rocky Schlichter	Fill Cistern	300.00
Kyle Schrick	Liberal Twp Mtg	30.00
John Schulte	Liberal Twp Mtg	60.00
Scotty's Paint & Body c/o Scot	Collison Deductible 6010	350.00
Sioux County Engineer	June Septic Inspections	963.64
Sioux Falls Kenworth Inc.	bugscreen #10,condensor	548.34
Vicki Slack	July Amb Laundry	100.00
Softree Technical Systems Inc.	RoadEng Civil software	4000.00
Sunshine Foods	Laundry Bags Amb Acct#194	15.88
Sunshine Services, Inc.	June Service	947.20
Treasurer ICEOO Kathy Lunderga	reg fee - L Van Maanen	175.00
Vander Haag's Inc.	fan clutch #26	441.00
Lyle Ver Hoeven	safety glasses	250.00
Verizon Wireless	acct 586802200-00001	259.91
Village Northwest Unlimit	June Service	672.72
Wall Street Printers	Paper, requisitions, env., flyers	435.00

General Basic Fund	15,377.56
General Basic Sub Fund	500.25
Mental Health Fund	64,922.63
Rural Services Basic Fund	1,740.17
Economic Development Fund	86.38
Secondary Road Fund	79,034.94
REAP	9,291.27
Surcharge on E911	1,531.28
Emergency Management Services	94.15
Co. Assessor Agency Fund	548.21
CS Projects & Acquisitions Fund	68,545.00
Health Insurance Fund	53,698.61

There being no further business there was a motion by Michaels, seconded by Behrens to adjourn. Motion carried.

ATTEST

APPROVED

County Auditor

Chairman