

LYON COUNTY AUDITORS OFFICE  
January 2, 2019

ROCK RAPIDS, IOWA

Auditor Smit convened the adjourned session of the Board. Smit swore in the new supervisors: Supervisor District 1 Josh Feucht, Supervisor District 4 Jerry Birkey, and Supervisor District 5 Steve Herman. Supervisors Behrens and Koedam were present. Motion carried assumes unanimous vote unless otherwise stated.

Auditor Smit opened the floor for nominations for Board Chairman. Motion by Feucht, second by Herman to nominate Mark Behrens as Chairman. Motion carried.

Chairman Behrens opened the floor for nominations for Vice Chair. Motion by Koedam, second by Birkey to nominate Josh Feucht as Vice Chair. Motion carried.

Lyon County Treasurer Russ Hopp was present for the Board to count cash. Motion by Koedam, second by Feucht to approve and Chairman, Vice Chair to sign cash sheet. Motion carried.

Chairman Behrens introduced Resolution 2019-10 to name depositories. Treasurer Hopp noted that the cap amounts for Security Savings and Peoples Banks have been raised.

RESOLUTION 2019-10 RESOLUTION NAMING DEPOSITORIES

Be it resolved by the Board of Supervisors of Lyon County in Lyon County, Iowa: That we do hereby designate the following named banks to be depositories of the Lyon County funds in amounts not to exceed the amount named opposite each designated depository and the Lyon County officials are authorized to deposit the Lyon County funds in amounts not to exceed in the aggregate the amounts named for each depository as follows:

US Bank	Rock Rapids, IA	\$2,000,000.00
Frontier Bank	Rock Rapids, IA Little Rock, IA	\$2,000,000.00
Security Savings Bank	Larchwood, IA George, IA Inwood, IA	\$3,000,000.00
Peoples Bank	Lester, IA	\$3,000,000.00
American State Bank	Alvord, IA	\$1,000,000.00
Premier Bank	Rock Rapids, IA Doon, IA	\$30,000,000.00

This resolution replaces the one dated January 9, 2017.

Approved: /s/ Mark Behrens, Chairman, Lyon County Board of Supervisors

Attest: /s/ Jennifer Smit, Lyon County Auditor

Dated at Rock Rapids, Iowa, this 2nd day of January, 2019.

Motion by Herman, second by Birkey to approve and Chairman sign Resolution 2019-10. Motion carried.

1-2-2019



Engineer Sievers explained that all of the landowners involved with the BRS-SWAP-CO60(95)-FF-60 Bridge project have been met with and understand the easement process. Sievers and Attorney Mayer presented the Board with Resolutions 2019-05 through 2019-09 representing the easements with the involved landowners. Sievers explained that the computation for payment was figured using the REALTORS Land Institute, September 2018 corn production value for Northwest Iowa of \$11,029/acre. The resolutions represent temporary and/or permanent easements needed due to the larger structure going in for the project. Chairman Behrens introduced Resolution 2019-05.

**RESOLUTION 2019-05**  
**APPROVAL OF OFFER TO PURCHASE INTEREST IN REAL ESTATE PURSUANT TO IOWA CODE**  
**331.212 (d)**

**WHEREAS**, the Lyon County Board of Supervisors has previously approved a project to build a bridge, said project being Project No. BRS-SWAP-CO60(95)-FF-60, and hereinafter referred to as "The Project";

**WHEREAS**, the bridge project on A52 between Jay and Jefferson Avenue requires permanent and temporary easements to build a new bridge that meets the Iowa Department of Transportation's Standard Specifications;

**WHEREAS**, to comply with the requirements set by the Iowa Department of Transportation, hereinafter referred to as "DOT", the proposed project will contemplate the building of the bridge and the foregoing interest in real estate is necessary to completion of said project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain a temporary construction easement as well as a permanent easement. Attached to this resolution is a copy of the Easement Drawing. The Easement Drawing outlines the property and area necessary to the completion of The Project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain a temporary construction easement as located on said survey. The said property is owned by Kathryn D. Kooima Revocable Trust;

**WHEREAS**, said temporary construction easement(s) are legally described as follows:

DESCRIPTION - TEMPORARY CONSTRUCTION EASEMENT #1 IN THE SW1/4 SECTION 27-98-44

That part of the Southwest Quarter (SW1/4) of Section Twenty-Seven (Sec. 27), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa, described as follows:

Commencing at the South Quarter Corner of said Section 27; thence North 02°25'41" East along the east line of said SW1/4 for a distance of 49.51 feet; thence North 77°24'16" West for a distance of 219.03 feet; thence North 86°37'52" West for a distance of 50.00 feet to the Point of Beginning; thence North 86°37'52" West for a distance of 250.00 feet; thence North 57°30'39" East for a distance of 111.05 feet; thence South 86°39'43" East for a distance of 100.00 feet; thence South 39°17'43" East for a distance of 88.53 feet to the Point of Beginning, containing 0.26 acres.

DESCRIPTION TEMPORARY CONSTRUCTION EASEMENT #2 IN THE SW1/4 SECTION 27-98-44

That part of the Southwest Quarter (SW1/4) of Section Twenty-Seven (Sec. 27), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa, described as follows:

Commencing at the South Quarter Corner of said Section 27; thence North 02°25'41" East along the east line of said SW1/4 for a distance of 49.51 feet to the north line of the presently established Public Road right-of-way and to the Point of Beginning; thence North 77°24'16" West for a distance of 56.93 feet; thence North 03°22'08" East for a distance of 41.24 feet; thence South 86°39'43" East for a distance of 55.37 feet to the east line of said SW1/4; thence South 02°25'41" West along said east line for a distance of 50.41 feet to the Point of Beginning, containing 0.06 acres.

**WHEREAS**, said permanent easement is legally described as follows:

DESCRIPTION - EASEMENT #1 IN THE SW1/4 SECTION 27-98-44

That part of the Southwest Quarter (SW1/4) of Section Twenty-Seven (Sec. 27), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa, described as follows:

Commencing at the South Quarter Corner of said Section 27; thence North 02°25'41" East along the east line of said SW1/4 for a distance of 49.51 feet to the north line of the presently established Public Road right-of-way and to the Point of Beginning; thence North 77°24'16" West for a distance of 219.03 feet; thence North 86°37'52" West for a distance of 300.00 feet; thence South 85°22'21" West for a distance of 252.45 feet to said north line of the presently established Public Road right-of-way; thence South 86°37'51" East along said north line for a distance of 766.20 feet to the Point of Beginning, containing 0.43 acres.

**WHEREAS**, the Lyon County Engineer, Laura Sievers, proposes that Lyon County pay \$500 for the above temporary easements and \$4,742.47 for the permanent easement for a total of \$5,242.47, said amount being calculated using the values found in Chapter 2 of the September 2018 Realtors Land Institute;

**WHEREAS**, stated above the property interest will be acquired for the above project and will be used for a public purpose; to wit: to construct, install, a pretensioned prestressed concrete beam bridge for use by the traveling public; and

**WHEREAS**, this Resolution was introduced and Feucht moved that said Resolution be adopted. The motion was seconded by Birkey. The roll was called and the vote was: AYES: Feucht, Koedam, Behrens, Birkey, and Herman; and NAYS: None.

**NOW, THEREFORE, BE IT RESOLVED** by the Lyon County Board of Supervisors of Lyon County Iowa:

1. That the Lyon County Engineer be and is hereby authorized to proceed with the necessary activities to acquire the aforesaid property interest for The Project;
2. If the property owner agrees to convey the property interest to the County in the above amount, the Lyon County Auditor's Office is authorized and directed to issue a check in the amount authorized above as necessary to

carry out these transactions and to pay any unforeseen additional costs as certified by the Lyon County Engineer's Office; the Lyon County Attorney's Office is authorized and directed to complete these transaction in accordance with Iowa Code.

Passed and approved this 2nd day of January, 2019.

ATTEST:/s/Jen Smit  
Lyon County Auditor

/s/Mark Behrens, Chairman  
Lyon County Board of Supervisors

Motion by Feucht, second by Birkey to approve and Chairman sign Resolution 2019-05. Motion carried.

**RESOLUTION 2019-06**  
**APPROVAL OF OFFER TO PURCHASE INTEREST IN REAL ESTATE PURSUANT TO IOWA CODE 331.212 (d)**

**WHEREAS**, the Lyon County Board of Supervisors has previously approved a project to build a bridge, said project being Project No. BRS-SWAP-CO60(95)-FF-60, and hereinafter referred to as "The Project";

**WHEREAS**, the bridge project on A52 between Jay and Jefferson Avenue requires permanent and temporary easements to build a new bridge that meets the Iowa Department of Transportation's Standard Specifications;

**WHEREAS**, to comply with the requirements set by the Iowa Department of Transportation, hereinafter referred to as "DOT", the proposed project will contemplate the building of the bridge and the foregoing interest in real estate is necessary to completion of said project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain temporary construction easements as well as a permanent easements. Attached to this resolution is a copy of the Easement Drawing. The Easement Drawing outlines the property and area necessary to the completion of The Project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain a temporary construction easement as located on said survey. The said property is owned by Hank Vander Waal, John Vander Waal, and James Vander Waal.

**WHEREAS**, said temporary construction easement is legally described as follows:

DESCRIPTION - TEMPORARY CONSTRUCTION EASEMENT #3 IN THE SE1/4 SECTION 27-98-44

That part of the Southeast Quarter (SE1/4) of Section Twenty-Seven (Sec. 27), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa, described as follows:

Commencing at the South Quarter Corner of said Section 27; thence North 02°25'41" East along the west line of said SE1/4 for a distance of 49.51 feet to the north line of the presently established Public Road right-of-way and to the Point of Beginning thence South 86°40'21" East along said north line for a distance of 63.77 feet; thence North 03°19'39" East for a distance of 50.39 feet; thence North 86°39'43" West for a distance of 64.56 feet to the

west line of said SE1/4; thence South 02°25'41" West along said west line for a distance of 50.41 feet to the Point of Beginning, containing 0.07 acres.

**WHEREAS**, the Lyon County Engineer, Laura Sievers, proposes that Lyon County pay \$500 for the above temporary easement, said amount being calculated using the values found in Chapter 2 of the September 2018 Realtors Land Institute;

**WHEREAS**, stated above the property interest will be acquired for the above project and will be used for a public purpose; to wit: to construct, install, and maintain a pretensioned prestressed concrete beam bridge for use by the traveling public; and

**WHEREAS**, this Resolution was introduced and Birkey moved that said Resolution be adopted. The motion was seconded by Koedam. The roll was called and the vote was: AYES: Feucht, Koedam, Behrens, Birkey, and Herman; and NAYS: None.

**NOW, THEREFORE, BE IT RESOLVED** by the Lyon County Board of Supervisors of Lyon County Iowa:

1. That the Lyon County Engineer be and is hereby authorized to proceed with the necessary activities to acquire the aforesaid property interest for The Project;
2. If the property owner agrees to convey the property interest to the County in the above amount, the Lyon County Auditor's Office is authorized and directed to issue a check in the amount authorized above as necessary to carry out these transactions and to pay any unforeseen additional costs as certified by the Lyon County Engineer's Office; the Lyon County Attorney's Office is authorized and directed to complete these transaction in accordance with Iowa Code.

Passed and approved this 2nd day of January, 2019.

ATTEST:/s/Jen Smit  
Lyon County Auditor

/s/Mark Behrens, Chairman  
Lyon County Board of Supervisors

Motion by Birkey, second by Koedam to approve and Chairman sign Resolution 2018-06. Motion carried.

#### **RESOLUTION 2019-07**

#### **APPROVAL OF OFFER TO PURCHASE INTEREST IN REAL ESTATE PURSUANT TO IOWA CODE 331.212 (d)**

**WHEREAS**, the Lyon County Board of Supervisors has previously approved a project to build a bridge, said project being Project No. BRS-SWAP-CO60(95)-FF-60, and hereinafter referred to as "The Project";

**WHEREAS**, the bridge project on A52 between Jay and Jefferson Avenue requires permanent and temporary easements to build a new bridge that meets the Iowa Department of Transportation's Standard Specifications;

**WHEREAS**, to comply with the requirements set by the Iowa Department of Transportation, hereinafter referred to as "DOT", the proposed project will contemplate the building of the bridge and the foregoing interest in real estate is necessary to completion of said project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain temporary construction easements as well as a permanent easements. Attached to this resolution is a copy of the Easement Drawing. The Easement Drawing outlines the property and area necessary to the completion of The Project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain a temporary construction easement as located on said survey. The said property is owned by Christopher D. & Dawn M. Coppinger, John D. Tiedeman;

**WHEREAS**, said temporary construction easement is legally described as follows:

DESCRIPTION - TEMPORARY CONSTRUCTION EASEMENT #4 IN PARCEL C IN THE NW1/4 SECTION 34-98-44

That part of Parcel C in the Northwest Quarter (NW1/4) of Section Thirty-Four (Sec. 34), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa (the Plat of Survey of said Parcel C being recorded in Plat Book 15, Page 21), described as follows:

Commencing at the North Quarter Corner of said Section 34; thence North 86°37'52" West along the north line of said NW1/4 for a distance of 409.07 feet to the Northeast Corner of said Parcel C; thence South 01°22'40" West along the east line of said Parcel C for a distance of 49.53 feet to the south line of the presently established Public Road right-of-way and to the Point of Beginning; thence continuing South 01°22'40" West along said east line for a distance of 100.88 feet; thence North 86°39'43" West for a distance of 33.17 feet; thence North 48°49'52" West for a distance of 164.52 feet to the south line of said presently established Public Road right-of-way; thence South 86°37'52" East along said south line for a distance of 159.66 feet to the Point of Beginning, containing 0.22 acres.

**WHEREAS**, the Lyon County Engineer, Laura Sievers, proposes that Lyon County pay \$500 for the above temporary easement, said amount being calculated using the values found in Chapter 2 of the September 2018 Realtors Land Institute;

**WHEREAS**, stated above the property interest will be acquired for the above project and will be used for a public purpose; to wit: to construct, install, and maintain a pretensioned prestressed concrete beam bridge for use by the traveling public; and

**WHEREAS**, this Resolution was introduced and Koedam moved that said Resolution be adopted. The motion was seconded by Birkey. The roll was called and the vote was: AYES: Feucht, Koedam, Behrens, Birkey, and Herman; and NAYS: None.

**NOW, THEREFORE, BE IT RESOLVED** by the Lyon County Board of Supervisors of Lyon County Iowa:

1. That the Lyon County Engineer be and is hereby authorized to proceed with the necessary activities to acquire the aforesaid property interest for The Project;
2. If the property owner agrees to convey the property interest to the County in the above amount, the Lyon County Auditor's Office is authorized and directed to issue a check in the amount authorized above as necessary to

carry out these transactions and to pay any unforeseen additional costs as certified by the Lyon County Engineer's Office; the Lyon County Attorney's Office is authorized and directed to complete these transaction in accordance with Iowa Code.

Passed and approved this 2nd day of January, 2019.

ATTEST:/s/Jen Smit  
Lyon County Auditor

/s/Mark Behrens, Chairman  
Lyon County Board of Supervisors

Motion by Koedam, second by Birkey to approve and Chairman sign Resolution 2019-07. Motion carried.

**RESOLUTION 2019-08**  
**APPROVAL OF OFFER TO PURCHASE INTEREST IN REAL ESTATE PURSUANT TO IOWA CODE 331.212 (d)**

**WHEREAS**, the Lyon County Board of Supervisors has previously approved a project to build a bridge, said project being Project No. BRS-SWAP-CO60(95)-FF-60, and hereinafter referred to as "The Project";

**WHEREAS**, the bridge project on A52 between Jay and Jefferson Avenue requires permanent and temporary easements to build a new bridge that meets the Iowa Department of Transportation's Standard Specifications;

**WHEREAS**, to comply with the requirements set by the Iowa Department of Transportation, hereinafter referred to as "DOT", the proposed project will contemplate the building of the bridge and the foregoing interest in real estate is necessary to completion of said project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain temporary construction easements as well as permanent easements. Attached to this resolution is a copy of the Easement Drawing. The Easement Drawing outlines the property and area necessary to the completion of The Project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain a temporary construction easement as located on said survey. The said property is owned by Gregory L. Versteeg and Julie A. Versteeg;

**WHEREAS**, said temporary construction easement(s) are legally described as follows:

DESCRIPTION - TEMPORARY CONSTRUCTION EASEMENT #5 IN PARCEL B IN THE NW1/4 SECTION 34-98-44

That part of Parcel B in the Northwest Quarter (NW1/4) of Section Thirty-Four (Sec. 34), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa (the Plat of Survey of said Parcel B being recorded in Plat Book 15, Page 21), described as follows:

Commencing at the North Quarter Corner of said Section 34 and at the Northeast Corner of said Parcel B; thence South 02°12'39" West along the east line of said NW1/4 and along the east line of said Parcel B for a distance of 49.51 feet; thence South 85°20'55" West for a distance of 220.17 feet; thence North 86°39'43" West for a distance of 50.00 feet to the Point of Beginning; thence North 86°39'43" West for a distance of 139.27 feet to the perimeter of said Parcel B; thence South 01°22'40" West along said perimeter for a



distance of 70.04 feet; thence South 86°39'43" East for a distance of 76.83 feet; thence North 43°57'26" East for a distance of 92.22 feet to the Point of Beginning, containing 0.17 acres.

DESCRIPTION - TEMPORARY CONSTRUCTION EASEMENT #6 IN PARCEL B IN THE NW1/4 SECTION 34-98-44

That part of Parcel B in the Northwest Quarter (NW1/4) of Section Thirty-Four (Sec. 34), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa (the Plat of Survey of said Parcel B being recorded in Plat Book 15, Page 21), described as follows:

Commencing at the North Quarter Corner of said Section 34 and at the Northeast Corner of said Parcel B; thence South 02°12'39" West along the east line of said NW1/4 and along the east line of said Parcel B for a distance of 49.51 feet to the south line of the presently established Public Road right-of-way and to the Point of Beginning; thence South 85°20'55" West for a distance of 58.58 feet; thence South 03°22'08" West for a distance of 42.46 feet; thence South 86°39'43" East for a distance of 59.03 feet to the east line of said NW1/4 and to the east line of said Parcel B; thence North 02°12'39" East along said east line for a distance of 50.61 feet to the Point of Beginning, containing 0.06 acres.

**WHEREAS**, said permanent easement is legally described as follows:

DESCRIPTION - EASEMENT #2 IN PARCEL B IN THE NW1/4 SECTION 34-98-44

That part of Parcel B in the Northwest Quarter (NW1/4) of Section Thirty-Four (Sec. 34), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa (the Plat of Survey of said Parcel B being recorded in Plat Book 15, Page 21), described as follows:

Commencing at the North Quarter Corner of said Section 34 and at the Northeast Corner of said Parcel B; thence South 02°12'39" West along the east line of said NW1/4 and along the east line of said Parcel B for a distance of 49.51 feet to the south line of the presently established Public Road right-of-way and to the Point of Beginning; thence South 85°20'55" West for a distance of 220.17 feet; thence North 86°39'43" West for a distance of 189.27 feet to the perimeter of said Parcel B; thence North 01°22'40" East along said perimeter for a distance of 30.84 feet to the south line of said presently established Public Road right-of-way; thence South 86°37'52" East along said south line for a distance of 408.35 feet to the Point of Beginning, containing 0.21 acres.

**WHEREAS**, the Lyon County Engineer, Laura Sievers, proposes that Lyon County pay \$500 for the above temporary easements and \$2,316.09 for the permanent easement for a total of \$2,816.09, said amount being calculated using the values found in Chapter 2 of the September 2018 Realtors Land Institute;

**WHEREAS**, stated above the property interest will be acquired for the above project and will be used for a public purpose; to wit: to construct, install, and maintain a pretensioned prestressed concrete beam bridge for use by the traveling public; and

**WHEREAS**, this Resolution was introduced and Feucht moved that said Resolution be adopted. The motion was seconded by Herman. The roll was

called and the vote was: AYES: Feucht, Koedam, Behrens, Birkey, and Herman;  
and NAYS: None.

**NOW, THEREFORE, BE IT RESOLVED** by the Lyon County Board of Supervisors of  
Lyon County Iowa:

1. That the Lyon County Engineer be and is hereby authorized to proceed with the necessary activities to acquire the aforesaid property interest for The Project;
2. If the property owner agrees to convey the property interest to the County in the above amount, the Lyon County Auditor's Office is authorized and directed to issue a check in the amount authorized above as necessary to carry out these transactions and to pay any unforeseen additional costs as certified by the Lyon County Engineer's Office; the Lyon County Attorney's Office is authorized and directed to complete these transaction in accordance with Iowa Code.

Passed and approved this 2nd day of January, 2019.

ATTEST:/s/Jen Smit  
Lyon County Auditor

/s/Mark Behrens, Chairman  
Lyon County Board of Supervisors

Motion by Feucht, second by Herman to approve and Chairman sign Resolution  
2019-08. Motion carried.

#### **RESOLUTION 2019-09**

##### **APPROVAL OF OFFER TO PURCHASE INTEREST IN REAL ESTATE PURSUANT TO IOWA CODE 331.212 (d)**

**WHEREAS**, the Lyon County Board of Supervisors has previously approved a project to build a bridge, said project being Project No. BRS-SWAP-CO60(95)-FF-60, and hereinafter referred to as "The Project";

**WHEREAS**, the bridge project on A52 between Jay and Jefferson Avenue requires permanent and temporary easements to build a new bridge that meets the Iowa Department of Transportation's Standard Specifications;

**WHEREAS**, to comply with the requirements set by the Iowa Department of Transportation, hereinafter referred to as "DOT", the proposed project will contemplate the building of the bridge and the foregoing interest in real estate is necessary to completion of said project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain temporary construction easements as well as a permanent easements. Attached to this resolution is a copy of the Easement Drawing. The Easement Drawing outlines the property and area necessary to the completion of The Project;

**WHEREAS**, in order to complete The Project, the Lyon County Engineer's Office must obtain a temporary construction easement as located on said survey. The said property is owned by LaVonne Meyer Life Estate, Percy Meyer, Jane Schmith, Carol Dirks, and Beverly Raber;

**WHEREAS**, said temporary construction easement is legally described as follows:

DESCRIPTION - TEMPORARY CONSTRUCTION EASEMENT #7 IN THE NE1/4 SECTION 34-98-44

That part of the Northeast Quarter (NE1/4) of Section Thirty-Four (Sec. 34), Township 98 North, Range 44 West of the 5th P.M., Lyon County, Iowa, described as follows:

Commencing at the North Quarter Corner of said Section 34; thence South 02°12'39" West along the west line of said NE1/4 for a distance of 49.51 feet to the south line of the presently established Public Road right-of-way and to the Point of Beginning; thence South 86°40'21" East along said south line for a distance of 62.02 feet; thence South 03°19'39" West for a distance of 50.61 feet; thence North 86°39'43" West for a distance of 61.04 feet to the west line of said NE1/4; thence North 02°12'39" East along said west line for a distance of 50.61 feet to the Point of Beginning, containing 0.07 acres.

**WHEREAS**, the Lyon County Engineer, Laura Sievers, proposes that Lyon County pay \$500 for the above temporary easement, said amount being calculated using the values found in Chapter 2 of the September 2018 Realtors Land Institute;

**WHEREAS**, stated above the property interest will be acquired for the above project and will be used for a public purpose; to wit: to construct, install, and maintain a pretensioned prestressed concrete beam bridge for use by the traveling public; and

**WHEREAS**, this Resolution was introduced and Birkey moved that said Resolution be adopted. The motion was seconded by Feucht. The roll was called and the vote was: AYES: Feucht, Koedam, Behrens, Birkey, and Herman; and NAYS: None.

**NOW, THEREFORE, BE IT RESOLVED** by the Lyon County Board of Supervisors of Lyon County Iowa:

1. That the Lyon County Engineer be and is hereby authorized to proceed with the necessary activities to acquire the aforesaid property interest for The Project;
2. If the property owner agrees to convey the property interest to the County in the above amount, the Lyon County Auditor's Office is authorized and directed to issue a check in the amount authorized above as necessary to carry out these transactions and to pay any unforeseen additional costs as certified by the Lyon County Engineer's Office; the Lyon County Attorney's Office is authorized and directed to complete these transaction in accordance with Iowa Code.

Passed and approved this 2nd day of January, 2019.

ATTEST:/s/Jen Smit  
Lyon County Auditor

/s/Mark Behrens, Chairman  
Lyon County Board of Supervisors

Motion by Birkey, second by Feucht to approve and Chairman sign Resolution 2019-09. Motion carried.

The Board had discussion while Sievers and Attorney Mayer were present regarding moving the meetings to Tuesdays instead of Mondays. Mayer stated moving to Tuesdays would allow her to be more available to the Board as

District Court is held on Mondays. Sievers was also open to moving to Tuesdays. The majority of counties in our district meet on Tuesdays as well.

The minutes of the December 24, 2018 meeting were reviewed. Motion made by Koedam to approve minutes, seconded by Feucht. Supervisor Birkey feels that the old board put the new board in a sticky situation by not approving all the salaries at once. Behrens/Koedam mentioned that by moving on the comp board recommendation it helps departments start on their budgets. Auditor Smit mentioned that this Board could go back and rescind that motion if this Board so chooses. Motion carried.

Cindy Bos with RIDES presented a FY18 review. Bos showed a short power point presentation about the RIDES organization. The FY20 request remains the same as FY19 at \$2,400.

The 1-1-2018 valuations were discussed. Valuations as a whole are up from 1-1-2017. Motion by Birkey, second by Koedam to approve 1-1-2018 valuations. Motion carried.

Chairman Behrens noted that official newspapers need to be appointed for 2019. Auditor Smit reported that applications were received from the Doon Press and the Lyon County Reporter. Per Chapter 349 of the Iowa Code, the county must appoint two official newspapers. Motion by Herman, second by Feucht to approve Lyon County Reporter and Doon Press as the 2019 Lyon County Official Newspapers. Motion carried.

Chairman Behrens introduced Resolution 2018-01 to authorize a short term interfund loan for flex claims.

**Resolution 2019-01 Authorization for Short Term Interfund Loan**

Lyon County starting using Fund 91000 for flex benefits on January 1, 2018. With Lyon County banking the funds and paying Innovative Business Consultants (IBC) weekly for the processed claims. Handwritten checks will be issued weekly.

**WHEREAS** Lyon County needs to make a payment to Fund 91000 to pre-fund county employee flex claims. The first deposit into this account will be January 15, 2019; but employees can submit claims January 1<sup>st</sup>.

A short-term loan is needed from Fund 89000, Health Insurance Fund to Fund 91000, Flex Benefit Fund.

**THEREFORE, BE IT RESOLVED** by the Lyon County Board of Supervisors to approve a Short-Term Loan in the amount of \$5,000.00 to Fund 91000. The funds should be repaid before the end of the current fiscal year.

**Passed and approved this 2nd day of January, 2019.**

ATTEST:/s/Jen Smit  
Lyon County Auditor

/s/Mark Behrens, Chairman  
Lyon County Board of Supervisors

Motion by Koedam, second by Feucht to approve and Chairman sign Resolution 2019-01. Motion carried.

Chairman Behrens introduced Resolution 2019-02 approving the Board to use the Master Matrix.

1-2-2019

**RESOLUTION 2019-02 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, 2019 and January 31, 2020 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 LYON COUNTY** that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

ATTEST:/s/Jen Smit  
Lyon County Auditor

/s/Mark Behrens, Chairman  
Lyon County Board of Supervisors

Motion by Koedam, second by Herman to approve and Chairman sign Resolution 2019-02. Motion carried.

Motion by Feucht to move regular board meetings to the 2<sup>nd</sup> and 4<sup>th</sup> Tuesdays of the month, starting in February, second by Birkey. Motion carried. Auditor Smit will email the department heads to make them aware of this change.

The Board of Supervisors makes various appointments to different boards to do County business. Motion by Feucht, seconded by Birkey to approve the following appointments and committee assignments. All "Aye" motion carried. Auditor Smit noted that the gender balance notification was put into the official papers but no applications have been received.

Committee	Supervisor(s)	Alternate
Compass Pointe	Herman	Feucht
Blood Run	Feucht	Behrens
Building and Grounds	Behrens, Herman	
Courthouse Security	Feucht	
County Hotel / Motel Tax	Birkey, Koedam	

DHS Decatorization Board	Birkey	Koedam
Emergency Management Board	Herman	Birkey
Empowerment Board	Birkey	Koedam
Iowa County Engineer Association	Birkey	
Library Board	Feucht	Herman
Lyon County Board of Health	Behrens	Feucht
Lyon County Conservation Board	Feucht	
Iowa Work Force Development	Koedam	
Lyon County Economic Advisory Brd	Feucht, Herman	
Lyon County Economic Development Consortium	Feucht	
MidSioux	Koedam	
NW IA Area Waste Agency	Behrens	Herman
NWIP & Development Board	Koedam	Birkey
NW IA Housing Trust Fund	Feucht	
NW IA Regional Housing Authority	Birkey	
REAP	Feucht	Behrens
NWIA Care Connections Regional Mental Health Governance Board / Sioux Rivers (7-1-2019)	Behrens, Birkey	
Regional Transit Authority	Koedam	Behrens
Roadside Management	Behrens	
Safety & Wellness	Herman	Feucht
Season's Mental Health Center	Koedam, Birkey	
Third Judicial District Dept. of Corrections	Birkey	Koedam
Youth Emergency Services	Herman	Behrens

Per Iowa Code 6B.4 the Lyon County "Compensation Commission Board" a/k/a Condemnation Board is a yearly appointment. As there are a few people that

FARMERS

Russell Pedersen, Rock Rapids  
Steve Johnson, Little Rock  
Dennis Schrick, George  
Arnold VanVelhuizen, Larchwood  
Kent Harms, George  
Marv VanMaanen, Doon  
Greg DeBoer, Little Rock

REALTORS

David Sieperda, Rock Rapids  
Tim DeBruin, George  
Darrel VandeVegte, Doon  
Sam Chase, Little Rock  
Damon Pederson, Rock Rapids  
Craig Schneidermann, Rock Rapids  
Mike Baumgaars, Inwood

CITY PROPERTY

Leonard Hasselman, Rock Rapids  
Marlene Bowers, Rock Rapids  
Jim Cuttell, George  
Wes Koedam, Alvord  
Donald Metzger, Lester  
Lyle Grotewold, Larchwood  
Eugene Eisma, Inwood  
Jason Faber, Alvord

BANKERS OR PEOPLE KNOWING VALUE OF LAND

Mark Dominey, Larchwood  
Eugene Metzger, Rock Rapids  
Scott Postma, Doon  
George Schneidermann, Rock Rapids  
Sheila Klaassen, Little Rock  
Daniel Moen, Inwood  
Kathi Wilke, Lester

Conservation Board: Sean Grotewold 1-1-2019 to 12-31-2023

Zoning Board of Adjustment: Kevin Fluit, Rock Rapids 1-1-2019 to 12-31-2023

Planning and Zoning Commissioner: Robert Gerber 1-1-2019 to 12-31-2023

Assessor Board of Review: Scott Sieperda 1-1-2019 to 12-31-2024

Correspondence: Behrens and Birkey - meeting with Sioux Rivers where the crisis center currently owned by Sioux Rivers was discussed.

The Board will be meeting January 14<sup>th</sup> as a regular board meeting and January 21<sup>st</sup> as the first budget meeting. In February the meetings will be the 5<sup>th</sup> regular meeting with budget work, the 6<sup>th</sup> and 7<sup>th</sup> as budget work days, 12<sup>th</sup> as a regular meeting and budget work. Days after the 12<sup>th</sup> will be determined depending on needed days for budget work.

Handwritten claims dated 12-27-2018 in the amount of \$19,840.16 were reviewed and approved. Check sequence #137675-137676.

IBC Innovative Business Consul	12/17-12/23/18	Flex Claim	1886.56
Wellmark BlueCross BlueShield	12/15-12/21/18	Medical C1	17953.60
Grand Total			19840.16

Health Insurance Fund	17,953.60
Flex Benefits Account	1,840.16

Payroll dated 12-28-2018 was reviewed and approved.

Payroll Warrant Register in the amount of \$208,721.76 is listed by fund.

General Basic Fund	133,216.16
County MHD Services Fund	1,283.86
Rural Service Basic Fund	19,834.29
Economic Development Fund	3,513.25
Secondary Road Fund	37,465.69
Emergency Management Service	2,537.93
Co. Assessor Agency Fund	10,870.58

Payroll Disbursement Register in the amount of \$278,955.06 is listed by Fund.

General Basic Fund	107,810.64
General Supplemental Fund	47,679.39
County MHD Services Fund	1,248.03
Rural Services Basic Fund	33,988.32
Economic Development Fund	4,286.55
Secondary Road Fund	68,278.23
Emergency Management Service	3,120.63
Co. Assessor Agency Fund	12,543.27

Handwritten claims dated 12-31-2018 in the amount of \$626.96 were reviewed and approved. Check sequence #137809-137810.

IBC Innovative Business Consul	12/25-12/30/18	Flex Claim	160.00
ISAC Group Unemployment Fund I	4th Q 2018	Unemployment	466.96
Grand Total			626.96

1-2-2019

General Basic Fund	324.04
Rural Services Fund	16.61
Secondary Road Fund	111.19
Co. Assessor Agency Fund	15.12
Flex Benefits Account	160.00

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

ATTEST \_\_\_\_\_ APPROVED \_\_\_\_\_  
County Auditor Chairman

NOTE: These minutes are as recorded by the Clerk to the Board of Supervisors and are subject to Board approval at the next regular meeting.