

August 12, 2014

The Winnebago County Board of Supervisors met in session at 9:00 A.M. August 12, 2014 adjourned from August 5, 2014.

Present: Supervisors Wubben, Stensrud and Durby

Absent:

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the minutes for the August 5, 2014 Board Meeting and to approve the agenda for August 12, 2014. All voted aye. Motion carried.

On a motion by Wubben and seconded by Durby the Supervisors move to approve the following resolution. All voted aye. Motion carried.

RESOLUTION

Resolution of Public Purpose for County Attorney

Whereas, the County Attorney has organized an annual mandatory law enforcement training for all law enforcement officials employed with the Winnebago County Sheriff's Office, Forest City Police Department, Lake Mills Police Department, Buffalo Center Police Department, Department of Correctional Services and Iowa State Patrol Officers; and,

Whereas, the County Attorney recommends that the law enforcement training for a public purpose, as the training will review case law, legislative updates and better enhance the services law enforcement can provide to the public;

Therefore, we find that the expenditures for food, beverages and items of a similar nature for the mandatory law enforcement training provided by the County Attorney are for a public purpose.

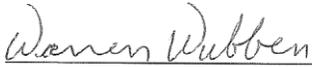
Motion was made by Supervisor Wubben and seconded by Supervisor Durby to adopt the foregoing resolution. Vote taken thereon resulted as follows:

Ayes: Wubben, Durby, Stensrud

Nays: _____

Absent/Not Voting: _____

Passed and approved this 12th day of August, 2014.



Chairman Warren Wubben
Board of Supervisors

ATTEST:



Karla Niederkofler
County Auditor

On a motion by Stensrud and seconded by Wubben the Supervisors moved to approve the Public Safety Center committee's plan and budget for a new facility. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the referendum for the Public Safety Center on the November 4, 2014 ballot. All voted aye. Motion carried.

During open forum Supervisor Durby discussed the brick work renovation on the Courthouse.

Scott Meinders, County Engineer discussed secondary road matters including culvert work.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the following resolution. All voted aye. Motion carried.

RESOLUTION NO. 08-12-14-20-001

**ESTABLISHING A PROCEDURE ALLOWING THE CREATION/RESTORATION
OF WETLANDS THROUGH MANIPULATION OF DISTRICT FACILITIES
WITHIN ESTABLISHED WINNEBAGO COUNTY DRAINAGE DISTRICTS**

WHEREAS, the Drainage District Board of Trustees are responsible for the maintenance and management of Drainage Districts located within Winnebago County established under Chapter 468 of the Iowa Code.

WHEREAS, Winnebago County Drainage Districts have been established and constructed for the drainage of surface water from agricultural lands and all other lands, for the protection of such lands from overflow, and to be conducive to the public health, convenience and welfare.

WHEREAS, certain programs of the State of Iowa and the United States Government have been established to create wetlands within the State of Iowa. The creation of these wetlands is also conducive to the public health, convenience and welfare.

WHEREAS, a procedure is required to promote the establishment of the wetlands and yet protect the improvements of a Drainage District.

WHEREAS, the creation of the proposed wetland shall not reduce the coefficient of drainage for any landowner within the Drainage District.

WHEREAS, the Drainage District shall incur no costs for the proposed wetland project. The cost of these proceedings, including the cost of engineering, legal and providing notice, shall be paid by the landowner or other entity.

WHEREAS, the wetland shall retain the classification established by Sections 468.38 through 468.40 (Code of Iowa).

WHEREAS, in the event the owner of the property no longer wishes to use the property as a wetland, the owner shall restore the system of drainage that was in place prior to the establishment of the wetland or as otherwise allowed by the District.

WHEREAS, the Drainage District Board of Trustees shall be the exclusive governing body to make the decisions affecting the maintenance and management of Drainage Districts within Winnebago County.

NOW THEREFORE, BE IT RESOLVED, a landowner who proposes a project to establish a wetland in which Drainage District improvements are manipulated, shall file with the Winnebago County Auditor a Statement of Intent containing the following information:

1. The name of the landowner.
2. A plat of the wetland identifying any Drainage District improvement within the proposed wetland.
3. A preliminary plan report from the designer of the wetland setting forth any proposed manipulation of drainage district improvements.

Upon receipt of the Statement of Intent, the Drainage District Board of Trustees or their designee shall meet to decide whether this potential project merits further consideration. The project designer and landowner may be asked by the Drainage District to provide more information about the project at this meeting.

Once it is decided that a project is worth further consideration, the designer of the proposed wetland project will develop final plans and report setting forth any impacts on the existing drainage of lands within the

Drainage District. Final plans and report shall be certified under a professional engineer licensed in the state of Iowa. This requirement can be waived by a majority vote of the Board.

Upon receipt of the final plans and report, the district shall schedule a public hearing before the Board of Trustees as soon as practicable. The Auditor shall give notice of the public hearing as required by law.

Prior to the public hearing, the final plans and report will be reviewed by the District's Engineer who shall review the effect to the District if the wetland is created. The Engineer shall consider and address maintenance access, the potential effect upon the ability of the District to make further improvements, the effect upon the ability of the neighboring landowner(s) to connect to the facility, the effect upon drainage capabilities available to all landowners, future ownership and maintenance issues which should be addressed in an agreement, potential benefits to lands in the District, and other related issues the Trustees deem important. This requirement for an engineer's review can be waived by a majority vote of the Board.

The landowner's request may be approved upon completion of the above conditions, if the Drainage District Trustees are convinced the drainage within the Drainage District will not be adversely affected and the Drainage District will not incur any costs. If such approval is given, the Drainage District Trustees and the landowner(s) shall enter into the maintenance agreement incorporating the conditions contained within this resolution, and any other issues the trustees deem worthy.

Passed and approved this 12th day of August, 2014.

AYE: Darby, Wubben, Stensrud

NAY: _____

OTHER: _____

**BOARD OF SUPERVISORS OF
WINNEBAGO COUNTY, IOWA**

Warren Wubben

Warren Wubben, Chair

ATTEST:

Karla Niederkofler
Karla Niederkofler, County Auditor

There was no action taken on 410th street between 60th and 70th Ave.

At 10:00 A.M. there was a bid letting for DD 5 Lat 14. The bids were as follows.

DD 5 Lateral 14

Bid Letting - August 12, 2014 10:00 A.M.

| Item # | Est Qty | A-1 Excavating | | Yohn Co | | Larson Contracting | |
|--------|----------|----------------|-------------|------------|-------------|--------------------|--------------|
| | | Unit Price | Total | Unit Price | Total | Unit Price | Total |
| 1 | 1,950 LF | \$20.00 | \$39,000.00 | \$19.25 | \$37,537.50 | \$22.75 | \$44,362.50 |
| 2 | 3,319 LF | \$8.00 | \$26,552.00 | \$14.00 | \$46,466.00 | \$13.36 | \$44,341.84 |
| 3 | 100 LF | \$8.00 | \$800.00 | \$8.00 | \$800.00 | \$11.56 | \$1,156.00 |
| 4 | 996 LF | \$3.00 | \$2,988.00 | \$7.50 | \$7,470.00 | \$5.35 | \$5,328.60 |
| 5 | 100 LF | \$5.00 | \$500.00 | \$5.00 | \$500.00 | \$4.60 | \$460.00 |
| 6 | 1 LS | \$2,000.00 | \$2,000.00 | \$1,875.00 | \$1,875.00 | \$943.00 | \$943.00 |
| 7 | 6 EA | \$500.00 | \$3,000.00 | \$90.00 | \$540.00 | \$230.00 | \$1,380.00 |
| 8 | 3 EA | \$500.00 | \$1,500.00 | \$798.00 | \$2,394.00 | \$418.60 | \$1,255.80 |
| 9 | 1 LS | \$15,000.00 | \$15,000.00 | \$1,500.00 | \$1,500.00 | \$2,760.00 | \$2,760.00 |
| | | | | | | | |
| | | | \$91,340.00 | | \$99,082.50 | | \$101,987.74 |

| Item # | Est Qty | Farm TilePro | | Rognes Bros | | Helgeson Drainage | |
|--------|----------|--------------|--------------|-------------|--------------|-------------------|--------------|
| | | Unit Price | Total | Unit Price | Total | Unit Price | Total |
| 1 | 1,950 LF | \$19.00 | \$37,050.00 | \$19.00 | \$37,050.00 | \$19.85 | \$38,707.50 |
| 2 | 3,319 LF | \$14.00 | \$46,466.00 | \$15.00 | \$49,785.00 | \$16.20 | \$53,767.80 |
| 3 | 100 LF | \$14.50 | \$1,450.00 | \$14.00 | \$1,400.00 | \$16.00 | \$1,600.00 |
| 4 | 996 LF | \$11.00 | \$10,956.00 | \$10.00 | \$9,960.00 | \$7.50 | \$7,470.00 |
| 5 | 100 LF | \$9.00 | \$900.00 | \$8.00 | \$800.00 | \$7.00 | \$700.00 |
| 6 | 1 LS | \$1,500.00 | \$1,500.00 | \$1,500.00 | \$1,500.00 | \$850.00 | \$850.00 |
| 7 | 6 EA | \$500.00 | \$3,000.00 | \$350.00 | \$2,100.00 | \$300.00 | \$1,800.00 |
| 8 | 3 EA | \$500.00 | \$1,500.00 | \$500.00 | \$1,500.00 | \$400.00 | \$1,200.00 |
| 9 | 1 LS | \$3,500.00 | \$3,500.00 | \$2,250.00 | \$2,250.00 | \$3,000.00 | \$3,000.00 |
| | | | | | | | |
| | | | \$106,322.00 | | \$106,345.00 | | \$109,095.30 |

| Item # | Est Qty | K & N Excavating | | Holland Contracting | |
|--------|----------|------------------|--------------|---------------------|--------------|
| | | Unit Price | Total | Unit Price | Total |
| 1 | 1,950 LF | \$22.00 | \$42,900.00 | \$47.00 | \$91,650.00 |
| 2 | 3,319 LF | \$17.37 | \$57,651.03 | \$38.00 | \$126,122.00 |
| 3 | 100 LF | \$14.42 | \$1,442.00 | \$29.00 | \$2,900.00 |
| 4 | 996 LF | \$3.14 | \$3,127.44 | \$27.00 | \$26,892.00 |
| 5 | 100 LF | \$1.94 | \$194.00 | \$18.00 | \$1,800.00 |
| 6 | 1 LS | \$690.00 | \$690.00 | \$2,000.00 | \$2,000.00 |
| 7 | 6 EA | \$250.00 | \$1,500.00 | \$350.00 | \$2,100.00 |
| 8 | 3 EA | \$350.00 | \$1,050.00 | \$1,500.00 | \$4,500.00 |
| 9 | 1 LS | \$1,500.00 | \$1,500.00 | \$10,000.00 | \$10,000.00 |
| | | | | | |
| | | | \$110,054.47 | | \$267,964.00 |

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the bid from A-1 Excavating in the amount of \$91,340. All voted aye. Motion carried.

The Auditor's office received the following Manure Management Plan from: Christensen Farms F021 located in the SE ¼ of the SW ¼ of Section 2 in King Township, in Winnebago County, Iowa.

The session was adjourned until 9:00 A.M. August 19, 2014.

Warren Wubben, Chairperson

Attest: _____
Karla Niederkofler, County Auditor