

April 19, 2011

The Winnebago County Board of Supervisors met in session at 9:00 A.M. April 19, 2011, adjourned from April 12, 2011.

Present: Supervisors Stensrud, Durby and Wubben

On a motion by Durby and seconded by Stensrud the Supervisors moved to amend the minutes for the April 12, 2011 Board Meeting to include health insurance amounts and approve the agenda for the April 19, 2011 meeting. All voted aye. Motion carried.

Linda Woodruff discussed the new contract with Child Support Recovery. On a motion by Durby and seconded by Stensrud the Supervisors moved to approve signing the contract. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Wubben the Supervisors moved to approve the recommendations of the Zoning Board for the Stohr Property. All voted aye. Motion carried.

The following claims were approved and ordered to be paid:

Ag Vantage Fs Inc	Fuel	1,570.98
Allen Occupation Health Service	Services	494.00
Alliant Energy	Utilities	450.45
Barnes Distribution	Supplies	2,384.62
Bernau & Sons Inc	Parts	17.90
Black Hills Energy	Utilities	623.24
BMC Aggregates LLC	Rock	59,272.72
Buffalo Center Tire & Auto	Repair	53.00
City Of Buffalo Center	Utilities	27.35
Crysteel Truck Equipment	Parts	227.62
Heartland Power Cooperative	Utilities	558.00
Imagetek	Services	684.00
JBS Auto Parts	Parts	75.00
Johnson, Mark T	Reimbursement	75.00
K & H Coop Oil	Fuel	17,018.05
Krull, Gary E	Supplies	1,609.84
Lyles Sales & Service	Repair	48.75
Marshall & Swift	Services	208.65
Mid-American Research Chemical	Supplies	904.70
Midwest Wheel & Equip Co	Parts & Supplies	3,916.60
Petroblend Corp	Supplies	1,766.08
Pit Stop Printing	Supplies	42.00
Ron's LP Gas Service	Fuel	2,725.27
Safety Kleen Corp	Services	353.34
Snap-On Industrial	Supplies	211.74
Waste Mgmt Of WI-MN	Services	146.91
Winnebago County	Health Insurance Premium	547.37

Ziegler Inc	Equipment & Parts	195,724.67
Ackerman, Jennifer	Reimbursement	64.52
Agri-Drain Corp	Supplies	190.83
Alliant Energy	Utilities	71.23
Alpha Card	Supplies	103.26
Auditor Of State	Filing Fee	625.00
Austin Office Products	Supplies	99.79
Bechler, Kim	Mileage	189.13
Bills Family Foods	Supplies	721.94
Bison Graphics	Supplies	128.24
Black Hawk Co Sheriff	Services	20.60
Black Hawk/Grundy Mental Health	Services	43.00
Black Hills Energy	Utilities	1,604.09
BMC Aggregates LLC	Supplies	561.36
Bomgaars	Supplies	272.22
Buffalo Center Public Library	Allocation	7,500.00
Capital Sanitary Supply Co	Supplies	58.62
Caputo, John	Mileage	214.87
Carefacts	Services	660.00
Central Disposal Systems Inc	Services	7,400.00
Central Iowa Distributing	Supplies	802.50
Central MN Counseling Ctr	Services	140.00
Cerro Gordo Co Sheriff	Services	51.00
Cintas Fas	Supplies	24.14
Clark, Chuck	Services	150.00
Colby, Kristin	Reimbursement	10.47
Community Plaza Apts	Rent	181.00
Conney Safety Products	Supplies	24.72
Des Moines Stamp Mfg Co	Supplies	50.75
Deyta LLC	Services	90.00
E B S	Health Insurance	66,417.12
Electronic Engineering Company	Speed Trailer	6,236.00
Everly Ball Comm Mental Health	Services	130.00
Farmers Coop Assn	Fuel	2,940.90
Fiala Office Products	Maintenance Contract	123.20
Fire Safety USA Inc	Supplies	172.00
Fleet Fueling	Fuel	339.82
Floyd Co Sheriff	Services	59.00
Forest City Foods	Jail Food	229.10
Forest City Post Office	Postage	2,395.00
Forest City Public Library	Allocation	7,500.00
Frances Lauer Youth Services	Services	559.80
Franklin Co Sheriff	Services	16.00
Freeborn Construction	Services	923.50
G & H Motor Parts	Supplies	207.95
Gardiner Thomsen	Audit Services	18,000.00
Globe Gazette Circulation Dept	Subscription	39.00
Greiman, Stephen	Rent	400.00
GRP & Associates	Services	39.00
Hancock Co Auditor	Services	7,561.95

Hancock Co Memorial Hospital	Services	2,969.41
Hancock Co Sheriff	Services	28.25
Hansen Hardware Hank	Supplies	31.25
Hanson Family Life Ctr	Scholarships	1,470.00
Heartland Power	Utilities	161.00
Heartland Power Co-Op	Utilities	398.99
Imagetek	Services	150.00
Iowa Co Treasurers Assn	Training	160.00
Iowa Dept Of Human Services	Services	400.46
Iowa Dept Of Human Svc- ICF/MR	Services	23,099.80
Iowa Dept Of Human Svc-Enhance	Services	1,015.99
Iowa Dept Of Human Svc-MR Waiv	Services	20,502.89
Iowa Law Enforce Academy Camp	Education	415.00
Iowa Outdoors	Subscriptions	60.00
Iowa Prison Industries	Supplies	208.78
Iowa Secretary Of State	Supplies	78.10
ISACA	Education	145.00
Iwireless	Telephone	237.77
K & N Excavating & Drainage	Repairs	850.00
Knapper Oil	Fuel	36.50
Krysilis	Services	1,758.90
Kvale, Ron	Mileage	236.85
Lackore, Kevin	Services	40.00
Lake Mills Comm Preschool	Scholarships	1,080.20
Lake Mills Graphic Inc	Advertising	43.20
Lake Mills Public Library	Allocation	7,500.00
Larson Printing Co	Services	271.87
Mailing Services	Services	3,558.05
Malek, Laura L	Mileage	124.38
Marketlab Inc	Supplies	111.92
Mason City Business Systems	Maintenance Contract	891.79
Mason City Clinic	Services	784.00
Medline Industries Inc	Supplies	181.66
Melby, Ruth	Mileage	257.22
Mental Health Ctr Of North IA	Services	2,930.75
Mercy Home Care North Iowa	Supplies	587.30
Mercy Medical Center North IA	Services	4,290.00
Mid-America Publishing Corp	Advertising	274.12
NG-911	Services	361.53
North Iowa Area Comm College	Education	72.00
North Iowa Comm Action Org	Services	18.00
North Iowa Comm Action Org	Services	2,614.45
North Iowa Media Group	Advertising	389.94
North Iowa Transition Center	Services	326.90
Office Depot	Supplies	113.15
Pamida Inc	Supplies	21.98
Pierce, Gary	Beaver Tails	269.69
Prentiss LLC	Supplies	6,094.82
Prevent Child Abuse America	Dues	675.00
Pride Group	Services	1,603.32

Printing Services	Supplies	14.34
Qwest	Telephone	38.62
Rake Public Library	Allocation	7,500.00
RSM McGladrey Inc	Services	75.00
Sanofi Pasteur Inc	Supplies	58.60
Schilling Supply Co	Supplies	242.08
Schnebly's 66	Fuel	77.00
Schoeller, Mark	Mileage	335.99
Schumacher Elevator Company	Services	181.27
Shaffer, Jayne	Reimbursement	65.29
Simplex Grinnell	Services	1,763.00
Skellenger, Willemina	Mileage	271.45
Son Shine Preschool	Scholarships	470.00
Spahn & Rose Lumber Co	Supplies	886.50
Staples Credit Plan	Supplies	341.33
State Forest Nursery	Trees	130.00
Thompson Public Library	Allocation	7,500.00
Thomson West	Services	275.32
Titonka Savings Bank	Supplies	32.50
TSP Court Reporting	Services	55.50
Verizon Wireless	Telephone	34.59
Village Chateau Motor Inn	Rent	200.00
Visa	Postage	624.64
Wagner Tire Inc	Services	112.00
Waste Mgmt Of WI-MN	Services	65.81
Weber, Clemence	Rent	200.00
West Fork Services Inc	Services	650.57
Williams, Kevin	Mileage	14.68
Winnebago Co Extension Service	Services	1,888.00
Winnebago Co Fair Assn	Transfer	11,833.30
Winnebago Co Sheriff	Services	48.36
Winnebago Coop Telecom	Telephone	2,487.38
WinnTech Central	Supplies	136.99
Worth Co Auditor	Case Mgmt Reimbursement	41.65

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the following Auditor's Transfers: #3451 from Rural Basic to Secondary Roads for \$311,561.52, #3452 from Rural Basic to Winnebago County Fair Association for \$11,833.30. All voted aye. Motion carried.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the Auditor's quarterly report. All voted aye. Motion carried.

Jennifer Ackerman discussed an issue with an employee and vacation time. On a motion by Stensrud and seconded by Durby the Supervisors moved to approve Megan Chapman carrying over an additional 32 hours of vacation into the next year. All voted aye. Motion carried. Karla Niederkofler suggested that the board not take this action because it does not follow the policy book. Andy

Buffington suggested that Ackerman, Niederkofler and Buffington meet to discuss the issue.

Jayne Shaffer presented the Public Health annual report.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve forgiving cost and penalty for a county held tax sale in Rake. All voted aye. Motion carried.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve a release of lien for Maria Chavez Limon for 106 2<sup>nd</sup> St NW, Rake, IA. All voted aye. Motion carried.

Milford Helgeson discussed B & W Control Specialists and his desire to maintain the spraying of the drainage ditch himself.

Don Grotewald discussed the LOST tax. Grotewald believes more money from LOST should be going to the Rural Basic Fund.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve petitions and bills for Drainage District 18 Lat 1 and Drainage District 18 Lat 3. All voted aye. Motion carried.

Jim Witt, Engineer, Trevor Wolf, EIT and Doug Reisetter, Assistant to the Engineer discussed Secondary Road and Drainage Ditch matters.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the plans for the following: LFM-(R34)—7X-95, LFM-(R50)—7X-95 and LFM-(A14)—7X-95. All voted aye. Motion carried.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the bid for Concrete Foundations in the amount of \$949,997.05 for LFM-(A44)—7X-95. All voted aye. Motion carried.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the following contract with Concrete Foundations, Inc. All voted aye. Motion carried.

APR 19 2011

**CONTRACT**  
**Winnebago County -- 367-PCC Paving**  
**Project No. : LFM-(A44)--7X-95**

THIS AGREEMENT made and entered by and between Winnebago County, Iowa, by its Board of Supervisors consisting of: Warren Wubben, Chairperson, Terry Durby and Mike Stensrud, Contracting Authority, and CONCRETE FOUNDATIONS INC of, NEW HAMPTON, IA 50659, Contractor.

WITNESSETH: That the contractor, for and in consideration of Nine Hundred Forty Nine Thousand Nine Hundred Ninety Seven Dollars and Five Cents (\$949,997.05) payable as set forth in the specifications constituting a part of this contract, hereby agrees to construct in accordance with the plans and specification therefore, and in the locations designated in the notice to bidders, the various items of work as listed in the quantity and unit price tabulation

Said specifications and plans are hereby made a part of and the basis of this agreement, and a true copy of said plans and specifications are now on file in the office of the County Auditor under the date of March 15, 2011

That in consideration of the foregoing, the Contracting Authority hereby agrees to pay the Contractor, promptly and according to the requirements of the specifications the amounts set forth, subject to the conditions as set forth in the specifications

That it is mutually understood and agreed by the parties hereto that the notice to bidders, the proposal, the specifications for Project No. LFM-(A44)--7X-95 in Winnebago County, Iowa, the within contract, the contractor's bond and the general and detailed plans are and constitute the basis of the contract between the parties hereto.

**That it is further understood and agreed by the parties of this contract that the above work shall be commenced and completed on or before:**

Division No.	Work Days	Specified Starting Date	Approximate Starting Date	Late Start Date	Completion Date	Liquidated Damages Per Day
1	25				16-Oct-2011	\$750.00

That time is the essence of this contract and that said contract contains all of the terms and conditions agreed upon the parties hereto.

It is further understood that the Contractor consents to the jurisdiction of the courts of Iowa to hear, determine and render judgment as to any controversy arising hereunder.

IN WITNESS WHEREOF the parties hereto have set their hands for the purposes herein expressed to this and three other instruments of like tenor, as of the 19th Day of April, 2011.

Winnebago County, Iowa, Contracting Authority

By X Warren Wubben  
Chairperson, County Board of Supervisors

Date: 4/19/11

CONCRETE FOUNDATIONS INC, Contractor

By [Signature] Fed. ID: 42-1049596

At 10:20 A.M. on a motion by Durby and seconded by Stensrud the Supervisors moved to open the Public Hearing to consider approval of the Winnebago County Amendment of Current County Budget FY 2010/2011. All voted aye. Motion carried. Present: Board of Supervisors Durby, Wubben and Stensrud, Karla Niederkofler, County Auditor, Don Grotewold, Wayne Wubben, Milford Helgeson, Rae Yost, Robert W. Johnson, Kit Cameron, Jennifer Ackerman, Sue Urbatsch, Adam Sauer, Winnebago County Attorney, David Thomas, Jason Wubben, Brian Blodgett, Andy Buffington, Daniel Davis. Chairman Wubben presented the proposed budget amendment and opened the floor to questions. There was discussion about the budget amendment. On a

motion by Stensrud and seconded by Durby, the Supervisors moved to close the Public Hearing. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the Winnebago County Amendment of Current County Budget for FY 2010/2011 and approve the following Resolution. All voted aye. Motion carried.

**RESOLUTION 04192011-02-01  
RESOLUTION TO APPROPRIATE MONEY FOR THE  
FY2010-2011 BUDGET AMENDMENT**

**WHEREAS**, on April 19, 2011, the Winnebago County Board of Supervisors did adopt the County Budget Amendment for the Fiscal Year 2010-2011; and

**WHEREAS**, the Board of Supervisors shall appropriate the amounts deemed necessary for each of the county officers and departments during the ensuing fiscal year, as provided by Section 331.434(6) of the Code of Iowa.

**NOW THEREFORE BE IT RESOLVED** by the Winnebago County Board of Supervisors that the following amounts are hereby appropriated to the various departments for the Fiscal Year 2010-2011.

Department	Original or Previously Appropriated by Resolution	Change of	(100%) Appropriated To
Sheriff and Communications	\$1,785,808	\$35,800	\$1,821,608
Physical Health and Social Services	\$914,644	\$213,210	\$1,127,854
Roads and Transportation	\$3,471,755	\$355,000	\$3,826,755
Administration	\$1,017,137	\$2,000	\$1,019,137
Debt Service	\$51,647	\$403,300	\$454,947
Capital Projects	\$13,096,145	\$145,000	\$13,241,145

Passed and approved this 19th day of April, 2011.

\_\_\_\_\_  
(Signed)  
Chairperson Board of Supervisor

\_\_\_\_\_  
ATTEST (Signed)  
County Auditor

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the IDOT Secondary Road Budget, Amended #1 for Fiscal Year 2011. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the IDOT Secondary Road Construction Program, Amended #1 for Fiscal Year 2011. All voted aye. Motion carried.

The session was adjourned until 9:00 A.M. April 26, 2011.

Attest: \_\_\_\_\_  
Karla Niederkofler, Auditor

\_\_\_\_\_  
Warren Wubben, Chairperson