

April 28, 2020

The Winnebago County Board of Supervisors met in session at 9:00 A.M. April 28, 2020 adjourned from April 21, 2020.

Present: Supervisors Stensrud, Jensvold, and Durby

Absent:

The meeting is held today via You Tube and a conference call. This is due to COVID-19 and heightened public health risks.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the minutes for the April 21, 2020 Board Meeting and approve the Agenda for April 28, 2020. All voted aye. Motion carried.

Cindi Lehman, Veterans Affairs discussed the quarterly report.

Scott Meinders, Engineer discussed secondary road matters including a pre-construction meeting with Mathy Construction.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the following resolutions to purchase equipment for the Secondary Road Department. All voted aye. Motion carried.

RESOLUTION NO. 04-28-20-003

**APPROVING THE PURCHASE OF EQUIPMENT FOR THE SECONDARY ROAD DEPARTMENT.**

**WHEREAS**, the Board of Supervisors received a quotation from Don's Truck Sales of Fairbank, Iowa for one truck, dump body and snow equipment, and one truck and dump body.

**WHEREAS**, the purchase is consistent with Fiscal Year 2020 and 2021 budgets approved by the Board of Supervisors, and

**NOW THEREFORE BE IT RESOLVED** by the Winnebago County Board of Supervisors, the County Engineer be authorized to accept quotations as follows:

<u>Item</u>	<u>Vendor</u>	<u>Amount</u>
2021 Western Star 4700 SFFA Truck with dump body and snow equipment	Don's Truck Sales	\$116,350.00
		<u>\$119,770.00</u>
	<b>Subtotal</b>	<b>\$236,120.00</b>
2021 Western Star 4700 SFFA Truck with dump body only	Don's Truck Sales	\$116,350.00
***county will install salvaged snow equipment		<u>\$34,070.00</u>
	<b>Subtotal</b>	<b>\$150,420.00</b>
	<b>Total</b>	<b>\$386,540.00</b>

Passed and approved this 28<sup>th</sup> day of April, 2020.

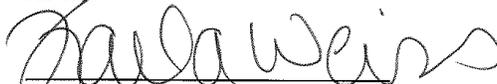
**RECOMMENDED:**

  
\_\_\_\_\_  
Scott Meinders, County Engineer

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

  
\_\_\_\_\_  
Bill Jensvold, Chair

**ATTEST:**

  
\_\_\_\_\_  
Karla Weiss, County Auditor

RESOLUTION NO. 04-28-20-002

**APPROVING THE PURCHASE OF EQUIPMENT FOR THE SECONDARY ROAD DEPARTMENT.**

**WHEREAS**, the Board of Supervisors received a quotation from Zeigler CAT for one Caterpillar 12M3AWDX Motor Grader.

**WHEREAS**, the purchase is consistent with Fiscal Year 2020 and 2021 budgets approved by the Board of Supervisors, and

**NOW THEREFORE BE IT RESOLVED** by the Winnebago County Board of Supervisors, the County Engineer be authorized to accept quotations as follows:

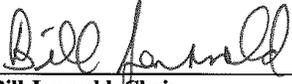
<u>Item</u>	<u>Vendor</u>	<u>Amount</u>
2019 Caterpillar 12M3AWDX Motor Grader	Zeigler CAT	\$350,333.30
Less Trade - 2015 Caterpillar CT681 Truck with Box		<u>-\$60,700.00</u>
	<b>Total</b>	<b>\$289,633.30</b>

Passed and approved this 28<sup>th</sup> day of April, 2020.

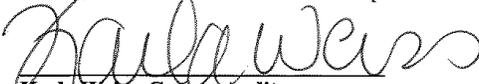
**RECOMMENDED:**

  
\_\_\_\_\_  
Scott Meinders, County Engineer

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

  
\_\_\_\_\_  
Bill Jensvold, Chair

**ATTEST:**

  
\_\_\_\_\_  
Karla Weiss, County Auditor

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the following resolution to accept the bid from Rognes Bros Excavating, Inc. All voted aye. Motion carried.

**RESOLUTION 04-28-20-20-001**

**WHEREAS**, the Board of Supervisors, hereafter referred to as "the Board", believes the work included in Contract ID No. 95-CO95-070, hereafter referred to as "the project" is in the best interest of Winnebago County, Iowa, and the residents thereof. The project is defined as (see attachment A); and

**WHEREAS**, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

**WHEREAS**, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Winnebago County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

**IT IS THEREFORE RESOLVED** by Board to accept the bid from Rognes Bros. Excavating, Inc. in the amount of \$559,107.00 and awards the associated contract(s) to the same;

**BE IT FURTHER RESOLVED** that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

**BE IT FURTHER RESOLVED** by the Board of Supervisors of Winnebago County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Scott Meinders, the County Engineer for Winnebago County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Dated at Winnebago County, Iowa, this 28<sup>th</sup> day of April, 2020.

Board of Supervisors of Winnebago County, Iowa

Bill Farnold  
Mike Bergquist  
Tracy Oney  
\_\_\_\_\_  
\_\_\_\_\_

ATTEST:

By

Karl Weis  
County Auditor

SEAL

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve a contract with the Iowa DOT regarding a project on Joint DD 54-52-17. All voted aye. Motion carried.

Return to and Prepared by Mark Holm, Right of Way Office, Iowa Department of Transportation,  
800 Lincoln Way, Ames, IA 50010, 515-233-7867

Form 533409 (07-16)



Office of Right of Way  
www.iowadot.gov  
800 Lincoln Way, Ames, Iowa 50010  
Phone: 515-239-1135 FAX: 515-239-1247

#### DRAINAGE DISTRICT CONSENT AGREEMENT

Parcel Number: 3D \_\_\_\_\_ County: Worth  
Project Number: STPN-009-6(076)--2J-98 \_\_\_\_\_ Route Number: 009  
Section/Township/Range: Section 28, T98N, R22W and Section 33, T98N, R22W

This agreement made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by and between Tri-Joint Drainage District #17 (District) and the Iowa Department of Transportation (Department), acting for the State of Iowa, and in consideration of the mutual covenants and conditions hereinafter expressed, the parties hereto agree as follows:

1. Tri-Joint Drainage District Number 17 is a legally-established drainage district under the control of the Winnebago County Board of Supervisors, as provided in Iowa Code section 468.
2. The District crosses Iowa Hwy. 9, located at Sta. 1786+32 (+/-), and as shown on the plans for the highway improvement project. The highway is under the jurisdiction and supervision of the Department.
3. The Department currently maintains certain bridges, culverts and structures across the right of way located within the limits of the drainage district to provide for vehicular traffic on the highway and permit free passage of water in the drainage district area.
4. The Department desires to replace the existing 80'x30' steel girder and floor beam bridge with a triple 10'x12' RCB culvert, and as shown on the plans for the highway improvement project.
5. The Department agrees to design and pay for the installation of the bridges, culverts, structures, and other construction in connection with the project, and agrees the design and installation of the improvements will be performed in such a manner to cause a minimum of obstruction and impediment to the flow of water in the open ditches of the district.
6. In the event the District determines it is necessary to clean out or make any repair or improvement to the open ditch channel within the highway right of way of the Department, the Department agrees the clean out, repair or improvement within the limits of the highway right of way will be at the expense of the Department, as provided by law.
7. The Department shall have the use of the District's right of way as a work space to properly improve and install the facilities referred to in this highway improvement project, and as described herein.
8. In the event there are any tile outlets utilizing any open ditches of the District, located within the area designated herein, that are affected during this project by the construction of the bridges, culverts, structures, etc., the Department agrees to reconnect said tile lines to leave said tile outlets in the same condition as they were before this highway improvement project, all of which tile repair shall be at the expense of the Department.

DISTRIBUTION: TWO COPIES RETURNED TO BUYER (IOWA DOT) ONE COPY RETAINED BY SELLER.  
3D, STPN-009-6(076)--2J-98

DISTRICT'S CONSENT AND AGREEMENT			
Tri-Joint Drainage District (Winnebago Board of Supervisors)			
126 S Clark St.			
Forest City, IA 50436			
By X	<u>Bill Jensenold</u>	<u>4-28-20</u>	By X
	Authorized Representative	Date	Authorized Representative
			Date

**This section to be completed by a Notary Public.**

STATE OF IOWA, COUNTY OF WINNEBAGO, ss:

On this \_\_\_\_\_ day of \_\_\_\_\_, 2020, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Bill Jensenold and Karla Weiss to me personally known, who being by me duly sworn, did say that they are the Chairman of the Board of Supervisors and County Auditor, respectively, of the County of Winnebago, State of Iowa; that the seal affixed to the foregoing instrument is the seal of the corporation; that the instrument was signed and sealed on behalf of the corporation by authority of its Board of Supervisors, as contained in (Ordinance No. \_\_\_\_\_ passed) (the Resolution adopted) by the Board of Supervisors, under Roll Call No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2020, and that Bill Jensenold and Karla Weiss acknowledged the execution of the instrument to be their voluntary act and deed and the voluntary act and deed of the corporation, by it voluntarily executed.

(AFFIX NOTARIAL SEAL BELOW)



Karla Weiss (Sign in ink)

Karla Weiss (Print/type name)

Notary Public in and for the State of Iowa

DEPARTMENT'S APPROVAL	
Recommended by	(Date)
(Sign in ink): X _____	_____
(Printed Name): Project Agent	
Scott Henning	
Approved by	(Date)
(Sign in ink): X _____	_____
(Printed Name): Right of Way Director	
Brad Hofer	
BUYER'S ACKNOWLEDGEMENT	
STATE OF IOWA	}
COUNTY OF STORY	} ss:
On this _____ day of _____, before me, the undersigned, personally appeared ROW Director, <u>Brad Hofer</u> known to me to be a Right of Way Director of the Buyer and who did say that the instrument was signed on behalf of the Buyer by its authority duly recorded in its minutes, and said right of way director acknowledged the execution of the instrument, whose signature appears hereon, to be the voluntary act and deed of the Buyer, and by it voluntarily executed.	
(NOTARIAL SEAL)	Notary Public in and for the State of Iowa

On a motion by Stensrud and seconded by Durby the Supervisors moved to set the public hearing for Ordinances #40 and #41 for May 19, 2020 at 9:00 A.M. All voted aye. Motion carried.

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

The session was adjourned until 9:00 A.M. May 5, 2020.

\_\_\_\_\_  
Bill Jensvold, Chairperson

Attest: \_\_\_\_\_  
Karla Weiss, Auditor