

MINUTES
Boone County Supervisors

Wednesday, May 20, 2020

Duffy called the meeting to order at 8:00 a.m. with all members present at the Boone County Fairgrounds Community Building. Zinnel moved Behn seconded motion to approve May 13, 2020 minutes. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Behn moved Zinnel seconded motion to approve the agenda as posted. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Zinnel moved Behn seconded motion to accept resignation of Sydney Tharp, Full-Time Dispatcher effective May 30, 2020. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Zinnel moved Behn seconded motion to approve signing CARES Act- Temporary Optional Retirement Plan Changes. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

The Board reviewed and placed on file Sheriff's Office Report of Fees Collected for April FY20, \$3,388.78.

Zinnel moved Behn seconded motion approve signing Pay Request No. 1 for Drainage District #93, Project #P13.115457 for \$51,365.70. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Behn moved Zinnel seconded motion to approve reimbursement to Engineer's Office of \$356.48 for plastic counter shield. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Zinnel moved Behn seconded motion approving Boone County Resolution 2020-18 authorizing signature of Offer to Buy Real Estate and Acceptance (Non-residential) Agreement with Eric & Carol Ziel Joint Revocable Trust for 26 acres within Section 31, Township 84, Range 25 for \$455,000. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

RESOLUTION NO. 2020-18
Resolution authorizing Offer to Buy Real Estate and acceptance

WHEREAS, Boone County is need of property to construct a new county maintenance facility for efficient secondary road operations; and

WHEREAS, Iowa Code Section 331.361.7., "The board shall not lease, purchase, or construct a facility or build-

ing before considering the leasing of a vacant facility or building which is located in the county and owned by a public-school corporation.and

WHEREAS, the Board of Supervisors hereby determined no school district property is available to lease or purchase for building a county secondary road facility; and

WHEREAS, Boone County has located property described as; The North Half of the SE SE (17.97 acres +/-), and the W 7.97 Acres of the North Half SW SE all located in Sec 31, T84N, R25W, Jackson Township, Boone County, Iowa, and

WHEREAS, Boone County has offered Eric R. Ziel and Carol A. Ziel Joint Revocable Trust (Owner) \$455,000 to purchase approximately 26 acres; and

WHEREAS, Eric R. Ziel and Carol A. Ziel Joint Revocable Trust have agreed to sell said 26 acres for price of \$455,000.

NOW THEREFORE BE IT RESOLVED, that said offer to buy real estate and acceptance of said offer with terms of the agreement be hereby approved. Steven Duffy Chairman of Board of Supervisors, and Philippe E. Meier County Auditor, be and hereby are authorized to sign Purchase Agreement for Boone County.

Adopted this 20th day of May, 2020.

In a Joint Trustees meeting held by Zoom at 8:15 am to award open ditch repair project to low bidder, Quality Drainage Solutions, LLC, \$162,110.00 for Joint Drainage District #BOONE28/STORY1.

Drainage District #93 Reclassification Hearing – Minutes of this drainage meeting are on file in the minute book of DD93. Kent and Tyler from Bolton & Menk, Inc. reviewed the method of determining assessment schedules. Objections were received from Todd Rueter, Rueter Corp, Rueter & Zenor Co. dba Reuters' Red Power represented by Daniel Manning Sr. for firm Lillis O'Malley Olson Manning Pose Templeman LLP. Objection from Westwood Center Partners, LC (Westwood), Leon and Linda Wuebker (the Wuebkers') represented by Brian Torresi and Sean Raisch of Davis Brown Law Firm.

Zinnel moved Behn second the motion to approve the reclassification report on DD #93. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Duffy opened the public hearing on the Engineer's Annexation report. The report identified the owners of 119.09 acres of benefited lands that were not included in the district. Behn moved Zinnel seconded motion to approve annexation of lands determined in Engineers Report of Annexation for Drainage District #37. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Drainage District #137 Reclassification Hearing – minutes of the drainage meeting are on file in the minute book for DD #137. Kent and Tyler from Bolton & Menk, Inc. reviewed the method of determining assessment schedules. Objections were filed by T&J Land Inc and Mar-Jo Corp Farms; Sue Swarts, and Don & Judy Sundall. Zinnel moved Behn second the motion to approve the reclassification report on DD #137. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Scott Kruse, County Engineer presented departmental update.

Zinnel moved Behn seconded motion to approve signing agreement to null and void contract with Jackson Contracting, LLC for Project No. FEMA No. 96338. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Zinnel moved Behn seconded motion to approve signing Agreement for Transfer of Public Road Jurisdiction for Project No. TJ-017-2(30)—2M-08. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Zinnel moved Behn seconded motion to approve signing Closure and Removal Agreement Public Road Crossing with Union Pacific Railroad Company. NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Zinnel moved Behn seconded motion to approve signing Preconstruction Agreement for Primary Road Project with Iowa DOT for Project No. STPN-017-2(21)—2J-08 (ROW) and STPN-017-2(24)—2J-08 (CONST). NO: None; YES: Duffy, Zinnel and Behn. Motion carried.

Duffy adjourned the meeting at 11:15 a.m.

These minutes were approved May 27, 2020.

Attest:
Philippe E. Meier, County Auditor