

The Iowa County Board of Supervisors met June 1, 2018. Garringer called the meeting to order at 9:00 a.m. Garringer, Heitshusen, Huedepohl, Gahring, and Pope were present.

Motion by Heitshusen, seconded by Gahring to **approve the agenda**. All aye, motion carried.

Motion by Pope, seconded by Gahring to **approve the minutes** from May 25, 2018. All aye, motion carried.

Chair Note: Board approved payroll paid with warrant numbers 60245 – 60416 and handwritten claims paid with warrant numbers 60417 and 60418. Board received Iowa County Drainage District Levee Report for Month of May. Board received a manure management plan from Marion A. Heintz.

Motion by Gahring, seconded by Heitshusen to approve the temporary five day **liquor license for Backpacket Brewing**, 1107 F52 Trail, Deep River, IA 52222. All aye, motion carried.

Motion by Gahring, seconded by Pope to **approve and sign the Watershed Resilience Grant 13-NDRI-006 draw request #13** for \$26,007.00. Garringer, Huedepohl, Gahring, Pope, aye. Heitshusen, nay. Motion carried.

Motion by Heitshusen, seconded by Gahring to **approve the funding request from the City of Parnell in the amount of \$9,185.58 for City Hall renovations** to be paid from Hotel/Motel Fund. All aye, motion carried.

Nick Amelon, County Engineer, met with the board to update the board on construction, road maintenance, office miscellaneous & projects.

Motion by Gahring, seconded by Pope to open the public hearing at 9:29 a.m. regarding the **vacation of road right of way in section 36 of English Township**. All aye, motion carried.

There were no written comments. Nick Amelon, County Engineer and Linda Kirsch, Shuttleworth Law Office, attorney for Dollar General discussed with the Board that a road vacation was done in 2013 but was never recorded. A quit claim deed was done in 2017 and now the legal description has changed from the quit claim deed.

Motion by Gahring, seconded by Pope to **close the public hearing at 9:51 a.m.** All aye, motion carried.

Motion by Gahring, seconded by Pope to **approve resolution 2018-6-1** as follows and allow the chair to sign the Quit Claim Deed from Iowa County, Iowa to DG Partners, LLC.

Resolution No. **2018-6-1**

Approving Vacation of Right of Way and Disposition of Real Estate

Whereas, by Resolution No. 2018-6-1 Iowa County, Iowa proposed to vacate right of way dispose of such vacated right of way described as follows:

All that part of Auditor's Parcel 2017-6 of the Northeast One-Quarter of the Northeast One Quarter of Section 36, Township 78 North, Range 11 West of the 5th Principal Meridian, Iowa County, Iowa as shown in the Plat of Survey Auditor's parcel 2017-6 Recorded in Book 2017 Page 10663 in the Office of the Recorder in and for Iowa County, Iowa that is part of the property conveyed in the Supplemental Quit Claim Deed from the Iowa Department of Transportation to Iowa County, Iowa, recorded on April 18, 2018 in Book 2018, Page 3905, in the Office of the Recorder of Iowa County Iowa.

which property is located at 2192 332nd Street, North English, Iowa.

Whereas, by Resolution No. 2018-6-1 the Board of Supervisors (i) set a time and place for a public hearing on the proposed vacation and disposition of the above-described property and (ii) directed that notice of such hearing be given in accordance with the requirements of Iowa Code Sections 354.23, 306.12 and 306.23

Whereas, notice of the proposed vacation and disposition and the time and place for the public hearing was given as required by law as shown by the Proof of Publication attached hereto as Exhibit "A". and the proofs of service by certified mail on adjoining landowners attached hereto as Exhibit "B".

Whereas, a public hearing on the proposed sale or disposition of the above-described property was held as scheduled on the 1st day of June, 2018 at 9:30 o'clock a.m. in the East Annex Building located in Marengo, Iowa, at which hearing a quorum of the Board of Supervisors was present.

Whereas, after providing time for comment on the proposed vacation, sale or disposition by all who indicated a desire to comment, the public hearing was closed.

Whereas, upon consideration of the comments made in the public hearing and upon determination that the above-described property will be disposed of "AS IS" subject to all encumbrances and defects of record, the Board of Supervisors finds that the above described parcel is of no benefit to the public.

Now, Therefore, Be It Resolved by the Board of Supervisors of Iowa County, Iowa that the vacation of the right of way described as:

All that part of Auditor's Parcel 2017-6 of the Northeast One-Quarter of the Northeast One Quarter of Section 36, Township 78 North, Range 11 West of the 5th Principal Meridian, Iowa County, Iowa as shown in the Plat of Survey Auditor's parcel 2017-6 Recorded in Book 2017 Page 10663 in the Office of the Recorder in and for Iowa County, Iowa that is part of the property conveyed in the Supplemental Quit Claim Deed from the Iowa Department of Transportation to Iowa County, Iowa, recorded on April 18, 2018 in Book 2018, Page 3905, in the Office of the Recorder of Iowa County Iowa.

which property is located at 2192 332nd Street, North English, Iowa.

is hereby approved and ratified.

Now, Therefore, Be It Further Resolved by the Board of Supervisors of Iowa County, Iowa that the disposition of a portion of the property described as follows:

All that part of Auditor's Parcel 2017-6 of the Northeast One-Quarter of the Northeast One Quarter of Section 36, Township 78 North, Range 11 West of the 5th Principal Meridian, Iowa County, Iowa as shown in the Plat of Survey Auditor's parcel 2017-6 Recorded in Book 2017 Page 10663 in the Office of the Recorder in and for Iowa County, Iowa that is part of the property conveyed in the Supplemental Quit Claim Deed from the Iowa Department of Transportation to Iowa County, Iowa, recorded on April 18, 2018 in Book 2018, Page 3905, in the Office of the Recorder of Iowa County Iowa.

to DG Partners, LLC the proprietor of the adjoining parcel is hereby approved and ratified.

Be It Further Resolved that the Deed to the above named purchaser in the form as attached hereto as Exhibit "C" is approved and ratified and _____ as the Chair is authorized and directed to execute the Deed and deliver it to the purchaser.

All aye, motion carried.

Motion by Gahring, seconded by Pope to **open the public hearing at 10:04 a.m. to receive comments on the construction permit for M&M Norman LLC in section 20 of Iowa Township.** All aye, motion carried.

Present for the public hearing: Sherry Lutz, Mike Norman, Brian Ritland, John Everly, Nick Amelon, Justin Horesowsky, Gary Ledger, Teresa Huedepohl.

All oral comments and questions were heard and answered by the Supervisors. There were no written comments.

Motion by Gahring, seconded by Heitshusen to **close the public hearing at 10:07 a.m.** All aye, motion carried.

Motion by Gahring, seconded by Huedepohl to **recommend the construction permit application for M&M Norman LLC in Section 20 of Iowa Township be approved.** All aye, motion carried.

Motion by Gahring, seconded by Heitshusen to **approve Resolution 2018-6-1A as follows:**

**BRIDGE EMBARGO
RESOLUTION #2018-6-1A**

WHEREAS; the Board of Supervisors is empowered under authority of Code of Iowa

Sections 321.236 Sub.(8), 321.255 and 321.471 to 321.473 to prohibit operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdictions, and

WHEREAS; the Iowa County Engineer has caused to be completed the Structure Inventory and Appraisal of certain Iowa County bridges in accordance with the National Bridge Inspection Standards, and it has determined that they are inadequate for two-lane legal loads at allowable operating stress.

WHEREAS; the Iowa County Supervisors approved a list of bridges with vehicle and load limits and said list needs to be revised due to recent inspections or bridge replacements.

THEREFORE, BE IT RESOLVED by the Iowa County Board of Supervisors to approve the following vehicle and load limit changes, and that signs be erected advising of the permissible maximum weights or closures thereof:

Bridge ID# M-2038; Less than 20 ft; Post at 20 Tons All Vehicles.

Bridge ID# P-7-1; FHWA #203690; Close Structure

All aye, motion carried.

Motion by Pope, seconded by Gahring to **approve the 28E Agreement** between Iowa County, Iowa and Johnson County, Iowa for Engineering Design, Construction Management and Construction Costs associated with bridge replacement of Structure FHWA No. 203690 (P-7-1) on Johnson Iowa Road (aka W38) over Deer Creek in Johnson County Section 7, T78N, R8W and Iowa County Section 12, T78N, R9W. All aye, motion carried.

Scot Wetjen, Building Maintenance, met with the board to discuss construction quotes for the new Building Maintenance Office.

Motion by Gahring, seconded by Pope to **approve the bid from Kriegel Construction in the amount of \$21,113.35 for the new building maintenance office.** All aye, motion carried.

No action taken regarding the appointment of Condemnation Compensation Commission.

Motion by Heitshusen, seconded by Gahring to **adjourn** at 10:54 a.m. All aye, motion carried.

Ray Garringer, Chairman

Jessica Stohlmann, Auditor

*****Minutes are unofficial until approved at next Board Meeting.*****