

**Dickinson County Board of Supervisors
February 14^h, 2017**

9:30 A.M. Present are Supervisors Paul Johnson, Tim Fairchild, and Chairperson William Leupold, Vice-Chairperson Pam Jordan present telephonically. Supervisor Mardi Allen was absent.

The Pledge of Allegiance was recited by those present.

Meeting called to order by Chairperson, William Leupold.

Chairperson William Leupold opened the Public Hearing for the Preliminary Plat approval of Schmeling Farms Subdivision. Zoning Administrator David Kohlhaase present along with the Jason Eygabroad from Beck Engineering. The subdivision proposed is located in the SE ¼ of Section #33, Westport Township, except Parcels B & C, containing 149.45 acres and subject to easements and encumbrances both apparent or of record. The subdivision as defined will consist of three lots, that being Lots 1-3. Lots 1 and 3 are tillable Lot 2 is pasture land. There are no further plans for development at this time. The planning and Zoning Board met on February 13, 2017, and approved both the preliminary plat and final plat of Schmeling Farms Subdivision. There being no written or oral objections, Chair Leupold closed the Public Hearing.

Moved by Johnson, seconded by Fairchild, to concur with the recommendation of the Planning and Zoning Commission., and approve the Preliminary Plat of Schmeling Farms Subdivision. Roll call vote: Johnson-aye, Fairchild-aye, Jordan-aye, Leupold-aye.

Moved by Johnson, seconded by Fairchild, to concur with the recommendation of the Planning and Zoning Commission., and approve the Final Plat of Schmeling Farms Subdivision. Roll call vote: Johnson-aye, Fairchild-aye, Jordan-aye, Leupold-aye.

Moved by Jordan, seconded by Fairchild, to approve the February 7, 2017 Board Meeting Minutes as presented to the board. Roll call vote: Jordan-aye, Fairchild-aye, Johnson-aye, Leupold-aye.

9:45 A.M. Chairperson Leupold opened the Public Hearing on the rezoning request from Robert and Sarah Cornell from A-1 Agricultural to R-1 Suburban Residential. The property is described as follows: "Lot E except the North 557.09 and except Parcel D, Tusculum Beach, Township 99, Range 36, Dickinson County, Iowa, containing 6.49 acres." Zoning administrator Kohlhaase present along with the Jason Eygabroad and Elijah Cornell. The zoning change allows for the Cornell parcel to be improved. The intended use of the Cornell parcel is for a future home site. After further discussion, and no written or oral objections, Leupold closed the Public Hearing.

Moved by Jordan, seconded by Johnson, to concur with the recommendation of the Planning and Zoning Commission., and approve the rezoning request application from Robert and Sarah Cornell from A-1 Agricultural to R-1 Suburban Residential. Roll call vote: Jordan-aye, Johnson-aye, Fairchild-aye, Leupold-aye.

Moved by Johnson, seconded by Fairchild, to approve the following claims as listed on the Claims Register Listing dated February 14, 2017. Roll call vote: Johnson-aye, Fairchild-aye, Jordan-aye, Leupold-aye.

CLAIMS LISTING 2-14-17

ABC SERVICES	SERVICE	2,858.31
ADF SOLUTIONS INC.	EXPENSE	449.00
AERIAL HORIZONS	EXPENSE	5,812.00
AHLERS & COONEY P.C.	SERVICE	1,000.00
ALLIANT ENERGY	UTILITIES	7,403.72
ALPHA WIRELESS COMM CO	EXPENSE	402.00
AMY'S SIGN DESIGN	EXPENSE	130.00
ARKADIN INC.	EXPENSE	12.09
ARNOLD MOTOR SUPPLY	PARTS	772.70
ASHER MOTOR CO.INC.	PARTS	161.00
ASPHALT PAVING ASSOC.OF IOWA	ASPHALT PAVING CONFERENCE	260.00
AUREON TECHNOLOGIES INC.	EXPENSE	1,380.00
AUTOMATIC DOOR GROUP	EXPENSE	252.90
BECK ENGINEERING INC.	EXPENSE	725.00

BLACK HILLS ENERGY	EXPENSE	6,818.70
BOB'S REPAIR & TOW INC	EXPENSE	61.65
BOLTON & MENK INC.	OUTSIDE ENGINEERING - BRIDGES	1,979.00
BOMGAARS SUPPLY INC.	SUPPLIES	413.29
BOSSARD, EMILY	EXPENSE	186.18
CAMPUS CLEANERS	SUNDRY	45.00
CARPENTER UNIFORM COMPANY	EXPENSE	560.65
CDW GOVERNMENT INC.	EXPENSE	116.70
CENTURYLINK	SERVICE	542.11
CENTURYLINK	UTILITIES	935.18
CHRISTIANS SHEETMETAL HVAC INC	OUTSIDE SERVICE	2,476.20
CINTAS CORPORATION	SUPPLIES	203.40
COOPERATIVE ELEVATOR ASSOC.	EXPENSE	434.21
CORNELL ABSTRACT CO	EXPENSE	180.00
COTTINGHAM & BUTLER	EXPENSE	2,083.33
CRYTEEL TRUCK EQUIP INC	PARTS	5,543.00
CUMMINS CENTRAL POWER LLC	OUTSIDE SERVICE	1,574.95
CUSTOM WELDING & REPAIR	WELDING	160.00
DICKINSON CO TREASURER	EXPENSE	2,849.63
DICKINSON CO TREASURER	INSURANCE	36,609.00
DICKINSON CO.PUBLIC HEALTH	EXPENSE	18,080.39
DICKINSON COUNTY NEWS	PUBLISHING	233.62
DISCOVERY HOUSE INC.	EXPENSE	200.00
EILERS, ROBERT	EXPENSE	9.63
EMERGITECH INC.	EXPENSE	7,287.44
EMPLOYEE BENEFIT SYSTEMS	EXPENSE	601.75
EVERTEK INC.	EXPENSE	42.88
FEH DESIGN	MILFORD SHOP	2,776.00
FICK'S ACE HARDWARE	EXPENSE	169.88
FRANEK JR, FRANK	SAFETY	62.49
GALLS LLC	EXPENSE	259.95
GMS INDUSTRIAL SUPPLIES INC.	PARTS	80.13
GODBERSEN-SMITH CONST CO	LFM-610	6,440.16
GOLDTRAP, CONNIE	EXPENSE	131.75
GRIMMIUS, MATTHEW	EXPENSE	39.99
HILLYARD/SIOUX FALLS	EXPENSE	196.62
HOPE HAVEN INC	EXPENSE	75.40
IA CO RECORDERS ASSOC.	EXPENSE	220.00
IA COMM.ASSURANCE POOL	EXPENSE	2,354.52
IA CONSER/PRESERV.CONSORTIUM	EXPENSE	35.00
IA DEPT OF TRANSPORTATION	CERTIFICATION TESTING-ERIN REED	75.00
IA EMERGENCY NUMBER ASSOC.	EXPENSE	85.00
IA LAKES ELECTRIC COOP	EXPENSE	199.00
IA LAKES REGIONAL WATER	EXPENSE	56.87
IA NARCOTICS OFFICERS ASSOC.	REGISTRATION	350.00
IACCVSO	REGISTRATION	60.00
IGL SANITARY DISTRICT	EXPENSE	950.65
INDUSTRIAL TOOLS & MACHINERY	TOOLS	158.63
INFO DOG SECURITY LLC	EXPENSE	41.95
INTERSTATE ALL BATTERY CENTER	(BATTERY)	13.50
IOWA APCO	EXPENSE	510.00
IOWA CONCRETE PAVING ASSN	ICPA CONFERENCE-ECKERT	195.00
IOWA PLAINS SIGNING	PAINT	450.00
ISAC	EXPENSE	170.00
ISAC	EXPENSE	125.00
JACOBSON WESTERGARD ASSC.INC.	EXPENSE	8,682.35
JENNINGS TOW & REPAIR LLC	SERVICE	41.30
KESSLER, JAMES	EXPENSE	14.45

KOHLHAASE, DAVID L	EXPENSE	324.75
LAKE PARK AUTO PARTS	PARTS	249.04
LAKE PARK AUTO REPAIR INC.	EXPENSE	186.79
LAKE PARK MUN UTILITIES	UTILITIES	2,735.07
LAKES AUTOSPORT	EXPENSE	1,215.99
LAKES NEWS SHOPPER	LAND LEASE	25.40
LAKES P.H.C.	WO #59047	109.44
LEGISLATIVE SERVICES AGENCY	EXPENSE	100.00
MAIL FINANCE	EXPENSE	1,064.37
MAIL SERVICES LLC	EXPENSE	552.30
MARC	SUPPLIES	832.83
MARCO	EXPENSE	1,755.96
MARIPOSA PUBLISHING	EXPENSE	73.90
MARTIN, JON	EXPENSE	217.24
MATHESON TRI-GAS INC.	PARTS	2,465.17
MAXYIELD	EXPENSE	6,836.33
MC PHERREN, RYAN	EXPENSE	15.00
MEDIACOM	EXPENSE	758.43
MENARDS - SPENCER	PARTS	33.08
MIDWESTERN MECHANICAL OF IOWA	EXPENSE	2,100.00
MILFORD COMMUNICATIONS	UTILITIES	129.81
MILFORD ELECTRIC INC	ELECTRIC	36.00
MILLER, JOHN	FUEL REIMBURSEMENT	31.00
MORE, ANTHONY	REIMBURSEMENT-DAMAGES	398.19
MUESKE ELECTRIC INC.	EXPENSE	405.00
MULDER, KRIS	EXPENSE	12.84
NACVSO	EXPENSE	300.00
NORTH CENTRAL INT'L.INC.	PARTS	33.24
NORTHERN SAFETY CO. INC.	SAFETY	187.97
NOTEBOOM IMPLEMENT LLC	PARTS	531.06
NW IA REGIONAL HOUSING TRUST	EXPENSE	7,728.00
NW IA YOUTH EM SERV.CENTER	EXPENSE	2,454.00
OFFICE SYSTEMS CO.	EXPENSE	140.00
OKOBOJI PROPERTY MGT.	EXPENSE	200.00
OKOBOJI, CITY OF	EXPENSE	120.49
ONE OFFICE SOLUTION	SUPPLIES	335.64
OSTOVIC, CHRISTINA	EXPENSE	15.59
OVERHEAD DOOR SALES	MAINTENANCE	125.99
PHYSICIANS LAB. OF NW IA LTD.	EXPENSE	1,500.00
POWERPLAN	MERCHANT	1,562.31
QLT LEASE SERVICES	UTILITIES	7.26
REED, ERIN	MILEAGE	118.77
REEKERS CLEANING SERVICE LLC	EXPENSE	15,227.33
SAFETY KLEEN SYSTEMS INC.	SUNDRY	159.00
SAGA COMMUNICATIONS INC.	ROW L-617 CULVERT	7,226.05
SANDY LAW FIRM	ATTY.FEE	100.98
SECRETARY OF STATE	EXPENSE	30.00
SHAMROCK RECYCLING INC	SERVICE	2,926.32
SIRCHIE FINGERPRINT LABS	EXPENSE	70.03
SPIRIT LAKE, CITY OF	UTILITIES	690.32
STATE CHEMICAL SOLUTIONS	EXPENSE	423.92
STATE HYGIENIC LABORATORY	EXPENSE	43.50
STATE STEEL SUPPLY CO	PARTS	2,353.15
TERRIL TELEPHONE COOPERATIVE	UTILITIES	277.43
TERRIL, CITY OF	UTILITIES	42.00
TIFCO INDUSTRIES	SUPPLIES	1,362.27
TOTAL FIRE PROTECTION INC.	EXPENSE	250.00
TOWN & COUNTRY	EXPENSE	140.13

TRANE	EXPENSE	218.00
TRUE VALUE-MILFORD	SUPPLIES	276.97
TYLER TECHNOLOGIES INC.	EXPENSE	13,125.00
UNITY POINT CLINIC-OCCUP.MED.	SAFETY	137.00
US BANK	EXPENSE	1,536.36
US CELLULAR	SERVICE	830.51
US FISH & WILDLIFE SERVICE	WELCH LAKE	1,370.00
VANDERHAAG'S INC	EQUIPMENT	1,580.00
VERIZON WIRELESS	EXPENSE	848.14
VIGDAL, ROGER	SERVICE	60.00
VOS, ED	EXPENSE	1.07
WAGENER, JERRY	EXPENSE	49.07
WALMART COMMUNITY	EXPENSE	127.03
WEBSTER CO SHERIFF	EXPENSE	25.00
WEST DES MOINES MARRIOTT	EXPENSE	342.72
WEX BANK	EXPENSE	3,338.53
WITTRUCK LAWN SERVICE	EXPENSE	1,117.80
ZIEGLER INC.	PARTS	1,483.15
	GRAND TOTAL	232,680.23
FUND TOTALS RECAP		
0001 GENERAL BASIC FUND		130,644.98
0010 MH-DD SERVICES FUND		482.25
0011 RURAL BASIC FUND		3,028.33
0020 SECONDARY ROAD FUND		72,349.60
0034 CONFISCATED FUNDS		496.97
0160 DD17		4,812.31
0274 DD2		127.88
0275 DD19-MAIN TILE		2,435.00
0299 DD17 BR.36		309.00
0509 DD JT.61CD&E		3,087.85
3600 COUNTY FARM		2,176.56
4000 EMERGENCY MANAGEMENT		4,027.07
4010 E-911 SURCHARGES		8,100.68
8500 EMPLOYEE MEDICAL BENEFIT TRUST F		601.75

10:00 A.M. Chairperson Leupold opened the Public Hearing on the rezoning request from George and Michele Carlson from A-1 Agricultural to R-1 Suburban Residential. The property is described as follows: "S'LY TRT in Lot E AKA PAR D, Tusculum Beach, Township 99, Range 36, Dickinson County, Iowa, containing 2.91 acres." Zoning administrator Kohlhaase present along with Jason Eygabroad and George Carlson. The zoning change would allow for the Carson parcel to be improved. The principal use of the property is as an accessory use with much needed maintenance and improvements to the existing buildings on the land. After further discussion, and no written or oral objections, Leupold closed the Public Hearing.

Moved by Johnson, seconded by Jordan, to concur with the recommendation of the Planning and Zoning Commission., and approve the rezoning request application from George and Michele Carlson from A-1 Agricultural to R-1 Suburban Residential. Roll call vote: Johnson-aye, Jordan-aye, Fairchild-aye, Leupold-aye.

Moved by Johnson, seconded by Jordan, to set the time and date for a Public Hearing on the proposed Fiscal Year '18 County Budget to March 7, 2017; 9:30 A.M. Roll call vote: Johnson-aye, Jordan-aye, Fairchild-aye, Leupold-aye.

Chris LaRue with the Iowa Department of Natural Resources (IDNR)present to request permission from Dickinson County to complete a small wetlands project within the watershed of Drainage District #15, (Branch 0); fka Dugout Creek-Johnson WPA Wetland Restoration Project. The proposed project is located within a small portion of what once was a historical old lake basin. The proposed restoration is on tile Branch 0, within DD#15, on the FWS WPA that has never drained well. The project will involve extensive tile search and removal of some trees along the fence line that cause drainage tile issues. A berm will be constructed with a water control structure that will allow the return of flow back into the existing tile system underground. The project will improve long term water quality. The project should be complete in the fall of 2017. Moved by Johnson, seconded by Fairchild, to approve the IDNR

Wetland restoration Project in DD#15, and approval of work in Branch 0 of DD#15. Roll call vote: Johnson-aye, Fairchild-aye, Jordan-aye, Leupold-aye.

Andrew Fisher, CEO of the YMCA of the Okoboji's present to introduce himself to the Board and to present a calendar year 2016 wrap-up of activities, programs, and usage at the facility. The Bedell YMCA ranks very high in usage nationwide based on per capita. Among the organizations 5-year comprehensive plan, Fisher would like to see further partnerships/collaborations, and building up the Capital Reserves Fund.

Conservation Director Lee Sorenson was present to give an update and overview of the Pollinator Paradise Project. Sorenson informed that a private donor had come forward and wished to take the lead in the 1.2-million-dollar project with the remainder of the fundraising being spearheaded through the Conservation Foundation of Dickinson County. The original plan was to construct the building on its current location, but the project cost was too high. The new design is an addition to the existing Nature Center Building, resulting in the center being able to be open 12 months/year. In addition to housing the Butterfly House, they intend to house bees, hummingbirds, and possibly bats, and to make it a family interactive learning center.

Supervisor Johnson voiced his concerns regarding the shortcomings of the current Master Matrix System, and urged the board to follow suit with Winneshiek County and sign Resolution 2017-2, and forward to the Governor of the State of Iowa. Moved by Johnson, seconded by Fairchild, to approve and adopt **RESOLUTION 2017-2-A RESOLUTION PETITIONING THE GOVERNOR OF IOWA AND THE STATE LEGISLATURE TO ADDRESS THE FAILINGS OF THE MASTER MATRIX**, and to instruct the County Auditor to submit a copy of the signed resolution and an attached letter urging for the remaining 98 counties to support this effort as well. The resolution and letter will be forwarded to ISAC for County Auditor disbursement. Resolution reads as follows: **WHEREAS**, the Dickinson County Board of Supervisors, has been presented with several applications for permits to construct concentrated animal feeding operations (CAFO) in Dickinson County, Iowa; **and, WHEREAS**, CAFOs in Iowa have proliferated at a rate and number likely unanticipated by the authors of the 2002 Matrix; **and, WHEREAS**, the Dickinson County Board of Supervisors, has attempted to provide pertinent information regarding the siting of CAFO's in Dickinson County, Iowa; **and, WHEREAS**, the information offered by the Dickinson County Board of Supervisors has often directed the IDNR to the hazards posed by the location of the proposed CAFO's due to the topography in Northwest Iowa; **and, WHEREAS**, the current legislation and regulation applies the use of a Master matrix that has failed to adequately differentiate between the geography, water sources, and other critical considerations throughout different regions within the State; **and, WHEREAS**, the failure to properly take into consideration information within the knowledge of local sources, has highlighted the failings of the Master Matrix to protect the air, water, health, "quality of life" and economic interests of the citizens we were elected to represent; **and, WHEREAS**, the inadequacies of the Master matrix in its present form have been scientifically documented and legislative remedies are needed. **NOW, THEREFORE, BE IT RESOLVED BY THE DICKINSON COUNTY BOARD OF SUPERVISORS:** 1. The Dickinson County Board of Supervisors do hereby petition the Governor of Iowa and the State Legislature to address the failings of the Master matrix to protect the air, water, health, "quality of life" and economic interests of the citizens we were elected to represent. 2. The Dickinson County Board of Supervisors formally requests that the IDNR be directed to suspend any issuance of any additional CAFO Construction Permits until such time as corrective new legislation regarding the Master Matrix can be adopted.

Roll call vote: Johnson-aye, Fairchild-aye, Jordan-aye, Leupold-aye. **PASSED AND ADOPTED** this 14th day of February, 2017.

Moved by Fairchild, seconded by Johnson, to approve the revised Mental Health Advocate 28E Agreement as approved by the NW IA Care Connections Governance Board. The revised agreement recommends that the current Mental Health Advocate become a full time O'Brien County employee (increased advocate hours and additionally 5.5 hours per week for O'Brien General Assistance The full time status will make the position eligible for health insurance benefits and vacation and sick leave. The cost of the benefits will be pro-rated based on hours worked. The Region will be responsible for 85%, and O'Brien County, 15%. Roll call vote: Fairchild-aye, Johnson-aye, Jordan-aye, Leupold-aye.

County Engineer Dan Eckert present. Moved by Johnson, seconded by Jordan, to approve a one-year agricultural lease to the high bidder, (Gary Wuebker), in the amount of \$222.52/acre. The lease is for 73.6 acres and is located in the Nepl Pit, in Section #8 of Lakeville Township. Roll call vote: Johnson-aye, Jordan-aye, Fairchild-aye, Leupold-aye.

Moved by Fairchild, seconded by Johnson, to approve a Quit Claim Deed to Ron Zelinsky for the abandoned Rail Road Right-of-Way in Terril. Zelinsky has signed a liability waiver resulting in Dickinson County having no liability do to the lack of public access to the property located within Section #15, Lloyd Township. Roll call vote: Fairchild-aye, Johnson-aye, Jordan-aye, Leupold-aye.

Moved by Fairchild, seconded by Jordan, to approve the Drainage District #2 repair work for Mike Mart in Section #15, Richland Township. The repair should be less than \$1000. Roll call vote: Fairchild-aye, Jordan-aye, Johnson-aye, Leupold-aye.

The board gave their board and committee reports and non-actionable items were discussed.

There being no further items presented to the board this 14th day of February, 2017, it was moved by Fairchild, seconded by Johnson, to adjourn. All voted aye.

Meeting adjourned to the call of the Chairperson at 11:35 a.m.

_____ William Leupold, Chairperson

_____ Lori Pedersen, Auditor