

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, JANUARY 3, 2012**

Board met as preadjourned. Board members present Burke, Strub and Schellhammer. All members voting "AYE" unless noted.

12.001-Motion by Burke and second by Strub to appoint Larry Schellhammer as Chairperson. Motion carried.

12.002-Motion by Schellhammer and second by Strub to appoint Lennie Burke as Chairperson Pro-Tem. Motion carried.

12.003-Motion by Burke and second by Strub to approve agenda and minutes of December 27, 2011. Motion carried.

Mike Gallagher, Kim Waters and Jean Bossom present. Department heads gave an update on their perspective offices.

12.004-Motion by Strub and second by Burke to set Monday at 9:00 am for the official Board meeting day with Public Comment Time from 9:00 am – 9:15am. Motion carried.

12.005-Motion by Strub and second by Burke to appoint Board members to the following boards/commissions/committees: *Larry Schellhammer* – Chairperson, Courthouse, Allamakee County Board of Health, Allamakee County Farm, Board of Directors of Judicial District Department of Corrections, Northeast Iowa Juvenile Detention Board, Northeast Iowa Regional Housing Trust Fund, T-21 Policy Board, Upper Explorerland Regional Planning Commission, Upper Explorerland Regional Planning Commission Executive Board; *Sherry Strub* – Allamakee County Conservation Board, Allamakee County Economic Development Executive Board, Allamakee County Substance Abuse Board, Iowa Workforce Development Board, Northeast Iowa Community Action Executive Board, Northeast Iowa Community Action Transit Board, Northeast Iowa Resource, Conservation & Development, Northland Agency on Aging; *Lennie Burke* – Allamakee County 911 Board, Allamakee County Revolving Loan Fund, 28E Board, DECAT Empowerment, Northeast Iowa Behavioral Health Board, Northeast Iowa Response Group, Regional Upper Explorerland Revolving Loan Fund, T-21 Advisory Board, Alternate-Board of Directors of Judicial District Department of Corrections, Alternate-Northeast Iowa Juvenile Detention Board. All Board members represented on the following Boards/Commissions/Committees – Allamakee County Emergency Management, Allamakee County Conference Board, Allamakee County Economic Development, Allamakee County Planning & Zoning, Allamakee County Solid Waste, Roadside Management, MH/DD Advisory Board.

12.006-Motion by Strub and second by Burke to pay claims on the 2nd and 4th Mondays of each month with claims due in the Auditor's office by 12:00 pm (noon) on the Thursday before. Motion carried.

12.007-Motion by Strub and second by Burke to name The Standard and The Postville Herald as the county's official papers. Motion carried.

12.008-Motion by Strub and second by Burke to set mileage reimbursement rate at \$.40 (forty cents) per mile. Motion carried.

12.009-Motion by Burke and second by Strub to set meal reimbursement, with itemized receipts, at \$8.00 per meal, unless pre-approved by department head, and shall not exceed \$25.00 per day. Motion carried.

12.010-Motion by Strub and second by Burke to set coyote bounty at \$5.00 (five dollars) each and gopher bounty set at \$.50 (fifty cents) a pair for front feet, and must be in clear bags with no more than 10 pair per bag. Motion carried.

12.011-Motion by Strub and second by Burke to sign Resolution Authorizing Engineer to Execute the Certification of Final Completion of Work for all Farm-to-Market and Federal or State Aid Construction Projects.

R E S O L U T I O N

BE IT RESOLVED by the Board of Supervisors of Allamakee County, Iowa, that Brian T. Ridenour, the County Engineer of Allamakee County, Iowa, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all Farm-to-Market and federal or state aid construction projects in this county.

Dated at Waukon, Iowa, this 3rd day of January, 2012.

Board of Supervisors, Allamakee County, Iowa

Larry Schellhammer, Chairperson

Sherry Strub, Member

Lennie Burke, Member

ATTEST: Pam Benjegerdes, County Auditor

Jane Regan, Doug Mullen, John Smola, Jim & Sue Bieber, Tom Blake, Scott & Nancy Berg and Brian Ridenour present.

12.012-Motion by Strub and second by Burke to re-appoint Dennis Nebendahl and Robert Drahn to the Allamakee County Solid Waste Board. Motion carried.

12.013-Motion by Burke and second by Strub to regretfully accept John Smola's resignation from the Planning & Zoning Commission effective February 1, 2012. Motion carried.

Board held discussion of county's property, liability and workman comp insurance. Jane Regan, Leschensky Insurance, is currently the agent on record with EMC Insurance for the county. Jim Bieber, Bieber Insurance, would like the Board to do a 3yr rotation between himself and Regan for the agent on record. Board felt it is late in the year to put out the request for proposal as the renewal goes into effect on March 1st and need time to go over the billing process within the courthouse. Regan informed the Board everyone in her office is licensed for commercial accounts which allow her staff to help the county in her absence. Bieber is currently the only commercial licensed staff in this office, but one of their employees is working on getting licensed also.

Board made no decision on insurance.

12.014-Motion by Burke and second by Strub to open public hearing for Amendment of Allamakee County Subdivision Ordinance Providing for a Cul-de-Sac Length Exceeding 1,000 Feet. Motion carried.

Tom Blake stated he had not received any written or oral comments in his office. Scott & Nancy Berg were in attendance in favor of the amendment.

12.015-Motion by Burke and second by Strub to close public hearing. Motion carried.

12.016-Motion by Strub and second by Burke to approve the 1st Reading the Amendment to Allamakee County Subdivision Ordinance Providing for a Cul-de-Sac Length Exceeding 1,000 Feet. Motion carried.

12.017-Motion by Burke and second by Strub to re-appoint Bernard Pratte to the Board of Adjustment for 5 yr term expiring 12/31/2016. Motion carried.

Jill Kistler met with the Board about the “alley” behind the museum, Vet’s Club and City Hall. Back in 2004, the county and city had talked about turning the alley over to the city, along with the land under city hall but for some reason was dropped back then. Board will invite the city to a meeting to discuss the issue.

Brian Ridenour stopped in to inform the Board of ongoing projects and upcoming 5-county meeting.

Board adjourned to meet on Monday, January 09, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 9, 2012**

Board met as preadjourned. Board members present Burke, Strub and Schellhammer. All members voting "AYE" unless noted.

12.018-Motion by Burke and second by Strub to approve agenda and minutes of January 3, 2012. Motion carried.

Kathy Schwartzhoff, Marilyn Zweibommer, JoElle Neilsen, Dennis Osmundson, Robyn Dundee, Katie Bee, Max Grotegut, Jean Bossom, Shawn Nagel, Riley Nagel and Alex Grampovnik present.

Kathy Swartzhoff and Marilyn Zweibommer informed the Board how the Allamakee County Mentoring program matches mentors with the youth involved, while others talked about the benefits and rewards to being involved in the program.

12.019-Motion by Strub and second by Burke to proclaim January 2012 as National Mentoring Month in Allamakee County. Motion carried.

Cindy Berns and Rick Meyer, representing the county librarians, presented the FY13 funding request and also questioned how the amounts were arrived at years ago. Burke felt originally the base amount was to be given to each library and the levy amount was to be allocated by population. Auditor's office will look into this. Berns also would like the payments to read April & October, instead of twice a year, in the contract wording.

12.020-Motion by Burke and second by Strub to accept Recorder's Quarterly Report. Motion carried.

12.021-Motion by Strub and second by Burke to accept Auditor's Quarterly Report. Motion carried.

12.022-Motion by Burke and second by Strub to open public hearing to amend the Allamakee County Zoning Ordinance to change Travel Trailer Park/Commercial Campground from a permitted use to a conditional use in the A1 Zone. Motion carried.

The amendment from permitted to conditional use permit will allow neighbors, residents and the county engineer an opportunity to voice concerns in regards to the proposed businesses. Tom Blake has received no written or oral comments about this and there was no one from the public in attendance.

12.023-Motion by Strub and second by Burke to close public hearing. Motion carried.

12.024-Motion by Burke and second by Strub to approve first reading of the amendment to the Allamakee County Zoning Ordinance to change Travel Trailer Park/Commercial Campground from a permitted use to a conditional use in the A1 Zone. Motion carried.

12.025-Motion by Burke and second by Strub to approve 2nd reading of the amendment to the Allamakee County Subdivision Ordinance providing for a Cul-de-Sac length exceeding 1,000 feet. Motion carried.

12.026-Motion by Burke and second by Strub to waive the 3rd reading of the amendment to the Allamakee County Subdivision Ordinance providing for a Cul-de-Sac length exceeding 1,000 feet. Motion carried.

12.027-Motion by Burke and second by Strub to adopt Ordinance XLI – Amending the Allamakee County Subdivision Ordinance Providing for a Cul-de-Sac Length Exceeding 1,000 Feet. Motion carried.

ORDINANCE XLI
AN ORDINANCE AMENDING THE ZONING ORDINANCE OF ALLAMAKEE COUNTY, IOWA
BE IT ENACTED BY THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS

The purpose of this ordinance is to amend the zoning and subdivision ordinance of Allamakee County, Iowa amending where cul-de-sac streets are allowed, all in compliance with a Comprehensive Plan.

WHEREAS, The Planning and Zoning Commission has, after proper public hearing and notice, recommended to the Board of Supervisors that they amend the Zoning and Subdivision Ordinance as follows, and

WHEREAS, The Board of Supervisors has, after giving proper public notice, held a public hearing regarding this proposed amendment to the Zoning and Subdivision Ordinance of Allamakee County, IA.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Allamakee County, Iowa, that the Zoning and Subdivision Ordinance be amended as follows:

1. Delete paragraph C of sub-section 3. Minor or Major Streets: of Section(s)
706.1 General Requirements

And, in lieu thereof, substituting the following:

- c. Minor Street that are cul-de-sac streets are permitted where topography and other conditions justify their use. Such streets shall not be longer than one thousand (1,000) feet unless physical conditions warrant a longer length and the Plat Review Committee recommends a longer length. Cul-de-Sacs shall terminate with a turnaround, having an outside roadway diameter of at least eighty (80) feet and street right-of-way diameter of at least one hundred (100) feet. The right-of-way width of the straight portion of such streets diameter shall be a minimum of sixty-six (66) feet. The property line at the intersection of the turnaround and the straight portion of the street shall be rounded at a radius of not less than thirty-one (31) feet. The property line frontage on a cul-de-sac shall be a minimum of sixty-six (66) feet.

This Ordinance shall be in full force and effect from and after its adoption and publication as required by law. If any section, provision, or other part of this ordinance shall be adjudged invalid or unconstitutional, said adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or other part thereof not adjudged invalid or unconstitutional.

PASSED AND ADOPTED this 9th day of January, 2012 by the Board of Supervisors, Allamakee County, State of Iowa.

Signed: _____
Larry Schellhammer, Chair

ATTEST:

Signed: _____
Pam Benjegerdes, Auditor

Board adjourned to meet on Monday, January 16, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 16, 2012**

Board met as preadjourned. Board members present Burke, Strub and Schellhammer. All members voting "AYE" unless noted.

12.028-Motion by Strub and second by Burke to approve agenda and minutes of January 9, 2012. Motion carried.

Gil Hunstad, Elaine Eadie, Bill Shafer, Bev Larson-Needham, Ann Burckart, Loren Beneke, Deb Winke and Jim Garrett present.

Compensation Board presented their recommendation to increase the elected officials' wages 5% for FY13. Bill Shafer and Gil Hunstad both stated Allamakee County is ranked 57th in population, but salaries are 80th or lower for most officials and feel the county should start the process of narrowing the gap. Elected officials would be managers in a private business and should be paid accordingly for the extra duties and responsibilities they have over other employees. No action was taken on the compensation board recommendation of 5%, will continue at budget time.

Discussion took place about the "alley" behind Vet's Club and the land under City Hall, both which are currently owned by the county. In 2004, discussion of the City of Waukon taking both over had taken place, but did not go through. Jim Garrett thought there was concern over the building if the city moved their offices to a new location. Mayor Loren Beneke assured the Board there has been no talk of moving the city offices. A survey will need to be done before a deed can be given to the City and Schellhammer asked about splitting the cost of this with the city. Burke would like the stipulation the alley would always remain open and not turned into a dead-end road in the future. Schellhammer also asked if the City would be willing to assume snow removal duties before the deed can be given? Garrett will discuss these concerns at the city council meeting and bring the answers back to the Board.

Jill Kistler asked the Board to go into closed session to discuss pending litigation.

12.029-Motion by Strub and second by Burke to go into closed session at 10:01 am to discuss pending litigation per Code of Iowa section 21.5(1)(c). Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.030-Motion by Strub and second by Burke to go out of closed session at 10:08 am. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.031-Motion by Burke and second by Strub to approve county attorney sending a letter to Attorney Marion Beatty in regards to the letter Board received from Thomas Schaumberg. Motion carried.

12.032-Motion by Strub and second by Burke to approve Secondary Roads Transfers of \$8,419.83 from General Basic to Secondary Roads Fund and \$116,646.13 from Rural Services to Secondary Roads Fund. Motion carried.

Tom Bushman and Russ Sporer talked to the Board about ICAP insurance and would like the opportunity to quote the property/liability/worker's comp insurance next year.

Arne Beneke, Bev Larson-Needham, Laura Olson, Brian Ridenour, Jeannie Carroll, Scott Willger, Rev Lonning, Tom Blake, Ann Burckart, Tim Heiderscheid, Doug Mullen and Colleen Gragg present.

Laura Olson presented the recommendation from the committee for a Revolving Loan Fund application for A-OK Well Service for \$15,000.

12.033-Motion by Strub and second by Burke to approve a \$15,000 Revolving Loan Fund at 1.3% interest for 3 yrs with option of one renewal for A-OK Well Service. Motion carried.

The insurance committee presented the Gundersen Lutheran Healthplan rates for FY13. The rates have gone up but with some changes in the Rx plan the committee was able to keep the increase around 10%. They are asking the Board for an additional \$17/mo per employee, while the employee will pay the additional, if applicable, on the plan they choose. Arne Beneke talked about a HRA (health reimbursement account).

12.034-Motion by Burke and second by Strub to accept the recommendation of the insurance committee and approve the Gundersen Lutheran Healthplan rates for FY13, also to give an additional \$17/mo per employee towards the health insurance plan of their choice. Motion carried.

12.035-Motion by Strub and second by Burke to approve Law Protection contract between Allamakee County and City of Harpers Ferry for \$1,250 per month/\$15,000 annually. Motion carried.

12.036-Motion by Strub and second by Burke to approve second reading of Ordinance XLII – Amendment to the Allamakee County Zoning Ordinance to Change Travel Trailer Park/Commercial Campground from a Permitted Use to a Conditional Use in the A1 Zone. Motion carried.

Board will hold 3rd reading and adopt Ordinance XLII next week.

12.037-Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Delbert J & Eloise V Bulman. Motion carried.

RESOLUTION # 12.037

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Bulman, Delbert J & Eloise V

WHEREAS, Bulman, Delbert J & Eloise V, owners as of the 16th day of January, 2012, has submitted the attached Final Plat and supporting documents representing LOT 1 IN THE FRACTIONAL NORTHWEST QUARTER OF THE NORTHEAST QUARTER (FRL. NW1/4-NE1/4), LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4-NE1/4), LOT 3 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4-NE1/4), AND LOT 1 OF LOT 5 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4-SE1/4), ALL OF SECTION 6, TOWNSHIP 99 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA. And

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 16th day of January, 2012:

1. That the final subdivision plat submitted by Bulman, Delbert J & Eloise V, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 16th day of January, 2012.

ATTEST:

Larry Schellhammer, Chairperson

Pam Benjegerdes, County Auditor

12.038-Motion by Strub and second by Burke to appoint Doug Mullen to fill the vacancy on the Planning & Zoning Commission, term ending September 30, 2012. Motion carried.

12.039-Motion by Burke and second by Strub to accept Karen Swenson's resignation to the Board of Health. Motion carried.

12.040-Motion by Burke and second by Strub to appoint Betty Howe to fill the vacancy on the Board of Health, term ending December 31, 2013. Motion carried.

12.041-Motion by Burke and second by Strub to sign the Master Matrix – Construction Evaluation Resolution for 2012. Motion carried.

RESOLUTION #12.041
CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2012 and January 31, 2013 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF ALLAMAKEE COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Larry Schellhammer, Chairperson
Board of Supervisors
Date: January 16, 2012

ATTEST:
Pam Benjegerdes, County Auditor
Date: January 16, 2012

12.042-Motion by Burke and second by Strub to accept and place on file the Treasurer's Semi-Annual Report. Motion carried.

Board adjourned to meet on Monday, January 23, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 23, 2012**

Board met as preadjourned. Board members present Burke, Strub and Schellhammer. All members voting "AYE" unless noted.

12.042-Motion by Strub and second by Burke to approve agenda with correction the to the 11:00 am & 11:05 am item to read Ordinance XLII instead or XXLII, and to approve minutes of January 16, 2012. Motion carried.

During public comment time Board members talked about various meetings they had attended.

Dave Boss & Mary Ann Humpal of Northeast Iowa Community Action Corporation (NEICAC) asked the Board for their financial continued support in FY13. Board will consider funding request at budget time.

Brian Ridenour informed Board the previous hire for the Dorchester shed decided to decline, so he would like to hire Larry Blake.

12.043-Motion by Strub and second by Burke, per engineer's recommendation, to hire Larry J Blake as Maintenance Person II for the Dorchester shop full-time starting February 6, 2012 at \$15.80/hr. Motion carried.

Ken Olson, Will Ament, Rick Meyer and Ralph Savoy gave an update on the Robey Memorial Library Expansion project. The committee will be looking for private donations & pledges, local city and county contributions along with applying for grants to fund the 1.4 million dollar expansion project. They will come back to the Board in a couple weeks with a formal funding request.

Heather Homewood presented the Veterans' Affairs quarterly report. Homewood will be taking applications to fill the vacancy on the Commission of Veterans' Affairs with the passing of Robert Roffman.

12.044-Motion by Strub and second by Burke to accept Veterans' Affairs quarterly report. Motion carried.

Jill Kistler, Lori Hesse, Jenny O'Neill present and Wes Huisinga phoned in to discuss the court ruling on the SHF property taxes.

12.045-Motion by Strub and second by Burke to go into closed session per Code of Iowa 21.5(1)(c), at 10:03 am to discuss pending litigation. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.046-Motion by Burke and second by Strub to go out of closed session at 10:53 am. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

As discussed a few weeks ago, Dave Mooney had numbers of vehicles served at the rural sites and the Ludlow site is still averaging 15 cars a week, while the Waterville and Lansing sites are overwhelmed. Mooney is still receiving calls for a site in the Harpers Ferry area and feels it is

definitely needed. Mooney would like to move the truck from Postville to the new Harpers Ferry site starting Wednesday, February 8th from 3pm – 7pm. Mooney will talk with the Ludlow site people about the changes coming and what options are available, including the main site being open late on Thursdays. For future consideration, Mooney talked about having mini-main sites throughout the county as a way to handle the rural garbage sometime in the future. After the initial start-up costs, he feels this would be about the same cost and allow more hours and better service to the residents.

12.047-Motion by Burke and second by Strub to open rural garbage pick-up site in Harpers Ferry on February 8, 2012 and every Wednesday after that from 3pm – 7pm, and change the level of service at the Ludlow site. Motion carried.

Linda Kruse informed the Board the person she was going to hire full-time in her office has decided not to take the job and Kruse will be looking to fill that position later in the year. In the meantime, she does have an answering machine and Veterans' Affairs is next door to help cover her office when needed.

Tom Blake informed the Board he has had no other inquiries or comments about the Ordinance Amendment XLII.

12.048-Motion by Burke and second by Strub to approve the Third Reading of Ordinance XLII-Amendment to the Allamakee County Zoning Ordinance to Change Travel Trailer Park/Commercial Campground from a Permitted Use to a Conditional Use in the A1 Zone. Motion carried.

12.049-Motion by Burke and second by Strub to adopt Ordinance XLII-Amendment to the Allamakee County Zoning Ordinance to Change Travel Trailer Park/Commercial Campground from a Permitted Use to a Conditional Use in the A1 Zone. Motion carried.

12.050-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Randy L Petersburg & Linda S Carstens. Motion carried.

RESOLUTION # 12.050

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Petersburg, Randy L & Carstens, Linda S

WHEREAS, Petersburg, Randy L & Carstens, Linda S, owners as of the 23rd day of January, 2012, has submitted the attached Final Plat and supporting documents representing : LOT 3 IN THE FRACTIONAL SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (FRL. SW1/4-NW1/4), LOT 4 IN THE FRACTIONAL SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (FRL. SW1/4-NW1/4), LOT 1 IN THE FRACTIONAL NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (FRL. NW1/4-SW1/4), LOT 2 IN THE FRACTIONAL NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (FRL. NW1/4-SW1/4), LOT 3 IN THE FRACTIONAL NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (FRL. NW1/4-SW1/4), LOT 2 IN THE FRACTIONAL SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (FRL. SW1/4-SW1/4), LOT 3 IN THE FRACTIONAL SOUTHWEST, LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4-SW1/4) OF SECTION 19, TOWNSHIP 98 NORTH, RANGE 4 WEST OF THE FIFTH PRINCIPAL MERIDIAN, AND LOT 2 IN THE SOUTHEAST QUARTER OF

THE SOUTHEAST QUARTER (SE1/4-SE1/4) OF SECTION 24, TOWNSHIP 98 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN; ALL IN ALLAMAKEE COUNTY, IOWA. And

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 23rd day of January, 2012:

4. That the final subdivision plat submitted by Petersburg, Randy L & Carstens, Linda S, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

5. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

6. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 23rd day of January, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.051-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Richard D Quandahl Family Trust & Ruth L Quandahl Revocable Trust. Motion carried.

RESOLUTION # 12.051

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Quandahl, Richard D Family Trust & Quandahl, Ruth L Rev Trust

WHEREAS, Quandahl, Richard D Family Trust & Quandahl, Ruth L Rev Trust, owners as of the 23rd day of January, 2012, has submitted the attached Final Plat and supporting documents representing : LOT 8 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE1/4-NE1/4) OF SECTION 27, TOWNSHIP 98 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA. And

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 23rd day of January, 2012:

1. That the final subdivision plat submitted by Quandahl, Richard D Family Trust & Quandahl, Ruth L Rev Trust, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 23rd day of January, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Dave Runyon of Helping Services thanked the Board for their contribution this year and asked for their continued support in the upcoming budget. Board will consider this at that time.

Auditor had run the ad for the Compensation Commission members needed but had received no applications. Board will contact ag and city property owners to find residents willing to serve.

Board adjourned to meet on Monday, January 30, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 30, 2012**

Board met as preadjourned. Board members present Burke, Strub and Schellhammer. All members voting "AYE" unless noted.

12.-52-Motion by Burke and second by Strub to approve agenda and minutes of January 23, 2012. Motion carried.

Dave Mooney stopped during public comment time about calls and comments he is getting in regards to the rural sites and more discussion about "mini" rural sites.

12.053-Motion by Strub and second by Burke to accept and place on file Manure Management Plan Annual Updates for Scott Sanness, Steve Weymiller and Crossroad Dairy. Motion carried.

12.054-Motion by Strub and second by Burke to accept and place on file the Upper Iowa River Drainage District #1 need to assess levy against the land in the Drainage District #1 to raise \$30,000. Motion carried.

12.055-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Robert F & M'Liss Ryan. Motion carried.

RESOLUTION # 12.055

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Ryan, Robert F & M'Liss M

WHEREAS, Ryan, Robert F & M'Liss M, owners as of the 30th day of January, 2012, has submitted the attached Final Plat and supporting documents representing : LOT 1 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 22, LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 22, LOT 2 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 23, LOT 1 IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 23, LOT 3 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 23, AND THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 23, ALL IN TOWNSHIP 99 NORTH, RANGE 6 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA. And

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 30th day of January, 2012:

1. That the final subdivision plat submitted by Ryan, Robert F & M'Liss M, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers

and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 30th day of January, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.056-Motion by Burke and second by Strub to sign agreement with Iowa DOT for Bear Creek Drive bridge replacement. Motion carried.

Jill Kistler had the agreement to transfer the alley behind City Hall, Vet's Club and the Museum along with the land under City Hall. The concerns discussed previously have been addresses in the agreement – payment of alley paving from 2004, dedicate as a city alley and will be kept as a public thoroughfare, and cost of survey and plat to be divided equally between county and city. Bob Beach wondered what would happen if the city ever wants to sell or move city hall. Schellhammer felt should have provision to have chance to take back the land if this would ever happen. Kistler will talk with Jim Garrett about adding this provision. No action taken at this time.

Jean Bossom would like to apply for an Allamakee County Community Foundation grant for \$1,000 to use towards the purchase of new kit for alcohol education.

12.057-Motion by Burke and second by Strub to sign Allamakee County Community Foundation grant application for \$1,000. Motion carried.

Board adjourned to meet on Monday, February 6, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, FEBRUARY 6, 2012**

Board met as preadjourned. Board members present Burke and Schellhammer, Strub was absent. All members voting "AYE" unless noted.

12.058-Motion by Burke and second by Schellhammer to approve agenda, with the deletion of 10:15 am item, and approve minutes of January 30, 2012. Motion carried.

Will Ament, Rick Meyer, John Simmons, Brian Mahoney and Ellen Mellick present.

The Robey Memorial Library Expansion Project Committee has started their donation drive and also will be applying for a CAT Grant in April. In order to receive a CAT grant, both the county and the city must be in support of the project. The committee is asking for county support of \$150,000 over a three year period or \$200,000 over a five year period. Board will consider this during their budget time.

Kathy Barloon, Northeast Iowa RSVP Coordinator, informed the Board of the 20% funding cut in their grant sources and asked for continued funding in FY13. Board will consider this at budget time.

Jean Bossom and Max Grotegut talked about the SPF-SIG budget and the salary dollars that will not be used this fiscal year since we did not hire Grotegut until October. They would like to use some of that money for additional training and environmental strategies, which includes advertising, signage and working with the Sheriff Dept for compliance checks in the businesses.

12.059-Motion by Burke and second by Schellhammer to approve the updated SPF-SIG budget. Motion carried.

12.060-Motion by Burke and second by Schellhammer to accept and place on file Regancrest Holstein's Manure Management Plan Annual Update. Motion carried.

Dave Mooney informed the Board the Harpers Ferry site is ready and garbage truck will be there on Wednesdays starting this week, February 8th. Mooney has talked with many residents who used the Ludlow site and they are aware the site will not have the manned-truck weekly. The possibility of purchasing a dump trailer and hauling garbage from Ludlow site to a landfill (DNR regulations do not permit taking it back to main site) was discussed, but no decision at this time.

12.061-Motion by Burke and second by Schellhammer to approve parade detour routes for 2012. Motion carried.

Brian Ridenour has contacted the Canadian-Pacific Railroad about the MRT bike trail and their right-of-way, which is joint jurisdiction with the county right-of-way, but asked the Board to send a letter too. Ridenour has also talked with Representative Bob Hager about this matter.

12.062-Motion by Burke and second by Schellhammer to send letter to Canadian Pacific Railroad in regards to paving existing road shoulders for the MRT Bike Trail. Motion carried.

Mike Gallagher stopped and asked the Board to consider what, if anything, they want to do about the air conditioning on the 4th floor. No decisions made at this time.

Board adjourned to meet on Monday, February 13, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, FEBRUARY 13, 2012**

Board met as preadjourned. Board members present Strub, Burke and Schellhammer. All members voting "AYE" unless noted.

12.063 – Motion by Strub and second by Burke to approve agenda and minutes of February 6, 2012. Motion carried.

Tim Heiderscheit present. Board opened bids received for the Sheriff Dept's 2004 Dodge Intrepid car for sale. They were as follows: William Thorsten \$901.00; Aharon Brandsdorfe \$1,000.00; and Steve Wilkes \$705.00.

12.064 – Motion by Burke and second by Strub to accept Aharon Brandsdorfe's high bid of \$1,000.00 for the Sheriff Dept's 2004 Dodge Intrepid. Motion carried.

Jill Kistler brought the updated agreement to transfer the alley behind the Vet's Club and land under City Hall. The provision to keep the land under City Hall has been addressed as talked about in previous meetings.

12.065 – Motion by Burke and second by Strub to sign agreement to transfer the alley behind Vet's Club and land under City Hall to the City of Waukon. Motion carried.

12.066 – Motion by Strub and second by Burke to re-appoint Kay Zimmerman to the Upper Explorerland Regional Planning Commission Board. Motion carried.

12.067 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for William C & Roberta R Tesar. Motion carried.

Jane Regan and Brian Ridenour present.

Jane Regan presented EMC Insurance renewal for property, liability and workmans compensation insurance.

12.068 – Motion by Strub and second by Burke to accept EMC Insurance renewal for property, liability and workman's compensation insurance for March 1, 2012 thru March 1, 2013. Motion carried.

Jan Heikes presented an amended contract with Veterans Memorial Hospital for the 23 Hour Crisis Stabilization daily rates. Amendment is necessary due to the way physician charges are billed during weekends, but the total daily rate paid by the county remains the same.

12.069 – Motion by Strub and second by Burke to approve amended contract with Veterans Memorial Hospital for the 23 Hour Crisis Stabilization program.

Board held budget reviews with various departments.

Board adjourned to meet on Tuesday, February 14, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, FEBRUARY 14, 2012**

Board met as preadjourned. Board members present Strub, Burke and Schellhammer. All members voting "AYE" unless noted.

12.070 – Motion by Burke and second by Strub to approve agenda. Motion carried.

Board met with department heads for FY13 budget reviews.

Board met with members of the Allamakee County Farm Bureau at the Farm Bureau building, 14 1st Ave NE, Waukon, IA. Board members present Strub, Burke and Schellhammer.

Discussion was held on various topics, including silicone sand, budgets, Mental Health redesign, forest reserve, revolving loan fund, gas tax, roads and bridge within the county and county farm crop land.

Board adjourned to meet on Thursday, February 16, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, FEBRUARY 16, 2012**

12.071 – Motion by Strub and second by Burke to approve agenda.

Board held a budget workshop and asked Auditor to send memo to departments heads asking them to meet on Tuesday, February 21st to continue discussion of budgets.

Board adjourned to meet on Tuesday, February 21, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

TUESDAY, FEBRUARY 21, 2012

Board met as preadjourned. Board members present were Strub, Schellhammer and Burke. All members voting "AYE" unless noted.

12.072-Motion by Strub and second by Burke to approve agenda and minutes of February 13th, 14th and 16th, 2012. Motion carried.

Rick Zahasky and Brian Ridenour present. Zahasky asked the Board to go into closed session for purpose of a strategy meeting for collective bargaining with the county employees, Iowa Code Section 20.17(3).

12.073-Motion by Strub and second by Burke to go into closed session at 9:19 am for a strategy meeting for collective bargaining with county employees, per Iowa Code Section 20.17(3). Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.074-Motion by Strub and second by Burke to go out of closed session at 9:37 am. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.075-Motion by Strub and second by Burke to accept and place Regancrest Holstein Manure Management Plan Update on file. Motion carried.

Jan Heikes, Mary Egan, Mary Ament and Jan Ellingson present. With the unknowns happening at the State level for redesign and the budget problems Allamakee County is facing for disability services, it is with deep regret a waiting list be implemented. This will effect new clients and current clients requesting new services.

12.076-Motion by Strub and second by Schellhammer to sign letter to implement a waiting list for disability services in Allamakee County effective March 1, 2012. Motion carried.

Smokey Doyle and Keith Bruening of Bruening Rock Products gave a presentation on Macadam Roads and the benefits associated with them.

Board broke for lunch and reconvened at 1:00 pm for a budget meeting with department heads. Last week they had sent an email out asking the departments to take another look at their current and next fiscal year budgets and make any cuts possible.

Board adjourned to meet on Wednesday, February 22, 2012 at 9:30 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, FEBRUARY 22, 2012

Board met as preadjourned. Board members present were Strub, Schellhammer and Burke. All members voting "AYE" unless noted.

12.077-Motion by Burke and second by Strub to approve agenda. Motion carried.

Board met for a budget workshop. Discussion on fund balances, percent of carryover needed, projects to be funded next fiscal year and levy amounts were among the topics.

Board adjourned to meet on Monday, February 27, 2012. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, FEBRUARY 27, 2012**

Board met as preadjourned. Board members present were Strub, Schellhammer and Burke. All members voting "AYE" unless noted.

12.078-Motion by Strub and second by Burke to approve agenda and minutes of Feb. 21st and 22nd. Motion carried.

12.079-Motion by Strub and second by Burke to set Monday, March 12th at 10:00 a.m. as Public Hearing date and time of the Allamakee County FY13 Budget. Motion carried.

12.080-Motion by Strub and second by Burke to reduce the Compensation Board recommendation by 50% from a 5% increase to a 2.5% increase for elected officials. Department heads and non-union employees are also approved for a 2.5% increase. Motion carried.

Deb Winke and Nancy Everman present.

Discussion was held regarding the Allamakee County Substance Abuse Director position.

Agenda item Consideration of Substance Abuse Director Position was tabled.

12.081-Motion by Strub and second by Burke to appoint Marilyn Clark to the Conservation Board. Motion carried.

12.082-Motion by Schellhammer and second by Strub to appoint Elizabeth (Betty) Mueller to the Compensation Commission. Motion carried.

Jan Heikes present.

12.083-Motion by Burke and second by Strub to appoint John Howe, Becky Cleveland, Jean Bossom and Janel Clarke to the Mental Health and Disabilities Citizen's Advisory Board. Motion carried.

Board adjourned to meet on Monday, March 5, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Christine M. Gavin, 1st Deputy Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 5, 2012

Board met as preadjourned. Board members present were Strub, Schellhammer and Burke. All members voting "AYE" unless noted.

12.084 – Motion by Strub and second by Burke to approve agenda and minutes of February 27, 2012. Motion carried.

Heather Homewood, Kim Waters, Mike Gallagher, Jean Bossom and Jill Kistler present. Department Head meeting was held with various departments reporting.

Kim Waters and Jill Kistler presented a 28E Agreement for the Exchange of Case Management Services with Howard County. The exchange will allow for the Case Management Directors of each county to provide supervisor services for the other county's director, which is required by Iowa Code if they are to have a case load as well as director duties. No exchange of funds from either county will take place. This need has arose from the request of case manager Bill Adam to go to part-time, 20 hours per week, and Kim Waters will be going to full-time status.

12.085 – Motion by Burke and second by Strub to approve and sign the 28E Agreement for the Exchange of Case Management Services with Howard County. Motion carried.

12.086 – Motion by Strub and second by Burke to approve Bill Adam's request to go to part-time, 20 hours per week with no benefits and Kim Waters to go to full-time, 35 hours per week with benefits, both effective April 1, 2012. Motion carried.

Brian Ridenour, Tom Blake and Deb Winke present.

Brian Ridenour has received quotes for painted pavement, centerline and edge markings from the following: AAA Striping Service - \$54,106.62; Vogel Traffic Services - \$59,610.87; Kam Line Hwy Markings - \$61,390.96; and Iowa Plains Signing - \$67,987.75.

12.087 – Motion by Burke and second by Strub to approve low bid of \$54,106.62 from AAA Striping Service for painted pavement markings. Motion carried.

12.088 – Motion by Strub and second by Burke to approve hiring Brice Hammersland as the Civil Engineering Technician in the Engineer's Office starting as a full-time employee on March 26, 2012 at \$17.98 per hour. Motion carried.

12.089 – Motion by Strub and second by Burke to regretfully accept Wayne Kelly's letter of retirement as Road Superintendent effective March 12, 2012. Motion carried.

Ridenour has received the DOT Letting bid for Waterville Road resurfacing project. Mathey Construction was the sole bidder at \$1,210,423.90. Ridenour does recommend approving the bid, although did come in over estimate, as fuel and all other expenses continue to rise.

12.090 – Motion by Burke and second by Strub to accept Mathey Construction's bid of \$1,210,423.90 for the Waterville Road resurfacing project. Motion carried.

12.091 – Motion by Burke and second by Strub to re-appoint Dennis Blocker to the Allamakee County Conservation Board for a 5yr term, expiring 1/1/2017. Motion carried.

Board tabled the Substance Abuse Director/Youth Coordinator agenda item and asked Auditor to talk with County Attorney for further clarification.

Board also tabled the signing of the CLG Annual Reports for 2010 & 2011 until next week.

Tom Blake presented plats which had been previously recorded with the ag legend on them and would now like the legend taken off so may be used for other uses than agricultural. The plats meet all requirements for our zoning and subdivision ordinances and have been approved by the Planning & Zoning Commission.

12.092 – Motion by Burke and second by Strub to approve Resolution of Removal of Agricultural Exemption Legend from Final Subdivision Plat recorded in Book A-1, Pages 221-229 by Brian W, Scott J, John T and Rita Dougherty. Motion carried.

RESOLUTION 12.092

RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL
SUBDIVISION PLAT RECORDED IN BOOK A-1 AT PAGES 221-229

WHEREAS, Brian W Dougherty, Scott J Dougherty, John T Dougherty and Rita Dougherty have previously submitted a Subdivision Plat which was recorded on the 26th day of September 2011, and recorded in Book A-1 at Pages 221-229 in the office of the Allamakee County Recorder.

WHEREAS, it has been recommended by the Planning and Zoning Commission of Allamakee County that the AGRICULTURAL EXEMPTION LEGEND be removed from this Plat of Subdivision, and

WHEREAS, the Board of Supervisors have reviewed the Plat of Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the Allamakee County Subdivision Ordinance.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 5th day of March, 2012:

- (1) That the Planning and Zoning Commission of Allamakee County, Iowa, has recommended the removal of the AGRICULTURAL EXEMPTION LEGEND from the Subdivision Plat.
- (2) That the Subdivision Plat as recorded and attachments are in conformance with the Subdivision Platting Requirements of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa.
- (3) That the AGRICULTURAL EXEMPTION LEGEND is hereby removed, along with any restrictions arising therefrom upon the condition that Lot 1 of 1, Lot 2 of 1 and Lot 2 constitute one parcel of land.
- (4) The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's approval and removal of the AGRICULTURAL EXEMPTION LEGEND from the Plat of Subdivision by certifying a copy of this Resolution for recording in the office of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 5TH DAY OF MARCH 20, 2012.

Larry Schellhammer, Chairperson

ATTEST: Pam Benjegerdes, County Auditor

12.093 – Motion by Strub and second by Burke to approve Resolution of Removal of Agricultural Exemption Legend from Final Subdivision Plat Recorded in Book A-1 at Pages 262-268, by Loren A and Margaret Bulman. Motion carried.

RESOLUTION 12.093

RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL SUBDIVISION PLAT RECORDED IN BOOK A-1 AT PAGES 363-368

WHEREAS, Loren A and Margaret Bulman, have previously submitted a Subdivision Plat which was recorded on the 6th day of December, 2011 and recorded in Book A-1, at Pages 363-368 in the office of the Allamakee County Recorder.

WHEREAS, it has been recommended by the Planning and Zoning Commission of Allamakee County that the AGRICULTURAL EXEMPTION LEGEND be removed from this Plat of Subdivision, and

WHEREAS, the Board of Supervisors have reviewed the Plat of Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the Allamakee County Subdivision Ordinance.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 5th day of March, 2012:

- (1) That the Planning and Zoning Commission of Allamakee County, Iowa, has recommended the removal of the AGRICULTURAL EXEMPTION LEGEND from the Subdivision Plat.
- (2) That the Subdivision Plat as recorded and attachments are in conformance with the Subdivision Platting Requirements of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa.
- (3) That the AGRICULTURAL EXEMPTION LEGEND is hereby removed, along with any restrictions arising therefrom upon the condition that Lot 1 of Lot 2, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 4, and Lot 4 NE $\frac{1}{4}$ NE $\frac{1}{4}$, constitute one parcel of land.
- (4) The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's approval and removal of the AGRICULTURAL EXEMPTION LEGEND from the Plat of Subdivision by certifying a copy of this Resolution for recording in the office of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 5TH DAY OF MARCH, 2012.

Larry Schellhammer, Chairperson

ATTEST: Pam Benjergdes, County Auditor

12.094 – Motion by Burke and second by Strub to approve Resolution of Removal of Agricultural Exemption Legend from Final Subdivision Plat Recorded in Book Z at Pages 98-105, by Robert P and Sandra L Reinke. Motion carried.

RESOLUTION 12.094

RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL SUBDIVISION PLAT RECORDED IN BOOK Z AT PAGES 98-105

WHEREAS, Robert P and Sandra L Reinke have previously submitted a Subdivision Plat which was recorded on the 16th day of August, 2012, and recorded in Book Z, at Pages 98-105 in the office of the Allamakee County Recorder, and

WHEREAS, it has been requested by the current owner (Matthew Phillips) and recommended by the Planning and Zoning Commission of Allamakee County that the AGRICULTURAL EXEMPTION LEGEND be removed from the Plat of Subdivision recorded in Book Z at Pages 98-105 and

WHEREAS, the Board of Supervisors have reviewed the Plat of Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the Allamakee County Subdivision Ordinance.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 5th day of March, 2012:

- (1) That the Planning and Zoning Commission of Allamakee County, Iowa, has recommended the removal of the AGRICULTURAL EXEMPTION LEGEND from the Subdivision Plat.
- (2) That the Subdivision Plat as recorded and attachments are in conformance with the Subdivision Platting Requirements of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa.
- (3) That the AGRICULTURAL EXEMPTION LEGEND is hereby removed, along with any restrictions arising therefrom upon the condition that Lots 1 of 1, 2 of 1, 3 and Lot 4 of Government Lot 2; Lots 5 and 6, Government Lot 3 constitute one parcel of land.
- (4) The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's approval and removal of the AGRICULTURAL EXEMPTION LEGEND from the Plat of Subdivision by certifying a copy of this Resolution for recording in the office of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 5TH DAY OF MARCH, 2012.

Larry Schellhammer, Chairperson

ATTEST: Pam Benjergedes, County Auditor

12.095 – Motion by Strub and second by Burke to approve Resolution of Removal of Agricultural Exemption Legend from Final Subdivision Plat recorded in Book Z at Pages 453-461 and Book A-1, Pages 359-360, by Raymond and Rose Rita Zoll. Motion carried.

RESOLUTION 12.095

RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL SUBDIVISION PLAT RECORDED IN BOOD Z AT PAGES 453-461 AND BOOK A-1, PAGES 359-360

WHEREAS, Raymond and Rose Rita Zoll have previously submitted a Subdivision Plat which was recorded on the 2nd day of December, 2011, and recorded in Book Z at Pages 453-461 and Book A-1, Pages 359-360 in the office of the Allamakee County Recorder, AND

WHEREAS, it has been requested by the current owner (Allamakee County Conservation Commission) and recommended by the Planning and Zoning Commission of Allamakee County that the AGRICULTURAL EXEMPTION LEGEND be removed from the Plat of Subdivision recorded in Book Z at Pages 453-461, and Book A-1 Pages 359-360, AND

WHEREAS, the Board of Supervisors have reviewed the Plat of Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the Allamakee County Subdivision Ordinance.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 5th day of March, 2012:

- (1) That the Planning and Zoning Commission of Allamakee County, Iowa, has recommended the removal of the AGRICULTURAL EXEMPTION LEGEND from the Subdivision Plat.
- (2) That the Subdivision Plat as recorded and attachments are in conformance with the Subdivision Platting Requirements of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa.

- (3) That the AGRICULTURAL EXEMPTION LEGEND is hereby removed, along with any restrictions arising therefrom Lots 1 of Lot 2, in NE¹/₄ NE¹/₄, Section 29, and Lot 1 in NW¹/₄ NW¹/₄ constitute one parcel of land.
- (4) The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's approval and removal of the AGRICULTURAL EXEMPTION LEGEND from the Plat of Subdivision by certifying a copy of this Resolution for recording in the office of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 5TH DAY OF MARCH, 2012.

Larry Schellhammer, Chairperson

ATTEST: Pam Benjegerdes, County Auditor

12.096 – Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat of Patrick J & Tara L Reisinger. Motion carried.

RESOLUTION #12.096

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Reisinger, Patrick J & Tara L

WHEREAS, Reisinger, Patrick J & Tara L, owners as of the 5th day of March, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND LOT 1 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, ALL IN SECTION 10, TOWNSHIP 99 NORTH, RANGE 4 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA. And

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa: and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 5th day of March, 2012:

1. That the final subdivision plat submitted by Reisinger, Patrick J & Tara L, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.
2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.
3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 5TH DAY OF MARCH, 2012.

Larry Schellhammer, Chairperson

ATTEST: Pam Benjegerdes, County Auditor

Discussion of raising the fees for Planning and Zoning building permits, Ordinance amendments and variances, and subdivision plats took place, but decision was tabled at this time.

12.096 – Motion by Burke and second by Strub to accept and place on file the Manure Management Plan Annual Updates for Gibbs Dairy; Jim Keehner Corp; and S & P 2. Motion carried.

12.097 – Motion by Burke and second by Strub to accept and place on file the Regancrest Holstein Construction Permit application. Motion carried.

Board adjourned to meet on Monday, March 12, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 12, 2012**

Board met as preadjourned. Board members present were Strub, Schellhammer and Burke. All members voting "AYE" unless noted.

12.098 – Motion by Burke and second by Strub to approve agenda and minutes of March 5, 2012. Motion carried.

Mary Keatley, Doug Mullen, Ray Wagner, John O'Hara, Will Ament, Ann Burckart and Rick Meyer present.

During public comment time Doug Mullen asked about the zoning fees that were discussed at last week's meeting. John O'Hara had questions about the county's involvement with the DNR's boat landing at Village Creek.

Will Ament and Rick Meyer asked the Board to sign a resolution stating the county's pledge of support for the Robey Memorial Library Expansion Project, which is needed by the library committee to move forward with applying for a Vision Iowa CAT Grant. Doug Mullen felt the county should not be donating taxpayer dollars to this project, as other libraries have not received funding for their projects. Burke said he can support this donation as it will bring additional funds to the project and community thru the CAT Grant. Strub mentioned she could support due to the number of rural residents that are served at Robey Memorial Library. **This funding will be contingent on the library committee receiving the CAT Grant.** Ament informed the Board and public the committee will be talking with the Farm Bureau and township trustees for pledges also.

12.099 – Motion by Burke and second by Strub to sign resolution to provide funding of \$35,000 for three years to the Robey Memorial Library Expansion Project. Motion carried.

RESOLUTION #12.099

A RESOLUTION TO PROVIDE FUNDING TO THE ROBEY MEMORIAL LIBRARY EXPANSION
PROJECT CAMPAIGN

WHEREAS, the Robey Memorial Library Board of Trustees and Library Foundation Board of Directors have started a Capital Fundraising Campaign to finance the expansion of the Robey Memorial Library; and

WHEREAS, the Capital Fundraising Campaign has received charitable contributions and pledges from the City of Waukon, private citizens and businesses, and continues to solicit these types of charitable contributions; and

WHEREAS, the Robey Memorial Library Expansion Project Capital Fundraising Campaign will submit some foundation grant applications; and

WHEREAS, Allamakee County financial support is vital to the success of this capital fundraising campaign; and

WHEREAS, 43 percent of Robey Memorial Library circulation goes to rural Allamakee County residents and 45 percent of library patrons are rural county residents; now

THEREFORE BE IT RESOLVED: The Allamakee County Board of Supervisors will fund this library expansion project and its campaign \$35,000 per year for at least three years beginning in Fiscal Year 2013 for minimum funding of \$105,000.

APPROVED AND ADOPTED this 12th day of March, 2012.

Larry Schellhammer, Chairperson, Allamakee County Board of Supervisors

ATTEST: Pam Benjegerdes, Auditor

12.100 – Motion by Burke and second by Strub to approve liquor license for The Old Rossville Store. Motion carried.

12.101 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Francis & Ann Delaney. Motion carried.

RESOLUTION # 12.100

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Delaney, Francis & Ann

WHEREAS, Delaney, Francis & Ann, owners as of the 12th day of March, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4-SW1/4), LOT 2 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4-SW1/4), LOT 1 OF LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4-SW1/4), AND LOT 1 OF LOT 2 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4-SW1/4) OF SECTION 13; AND LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4-NW1/4) AND LOT 1 OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE1/4-NW1/4) OF SECTION 24; ALL OF TOWNSHIP 98 NORTH, RANGE 3 WEST; ALL OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 12th day of March, 2012:

7. That the final subdivision plat submitted by Delaney, Francis & Ann, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

8. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

9. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 12th day of March, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.102 – Motion by Burke and second Strub to approve and sign the Embargo on Asphalt Roads Resolution. Motion carried.

RESOLUTION 12.102

WHEREAS, weather conditions will soon cause some of the secondary roads in Allamakee County to deteriorate to an extent that heavy loads will cause considerable damage, and

WHEREAS, it will be necessary to reduce and restrict the gross axle weights of vehicles using certain secondary roads in Allamakee County,

NOW THEREFORE BE IT RESOLVED THAT the Allamakee County Engineer be authorized and instructed to post an embargo on certain secondary roads as he deems necessary with restricted axle load limits of 5 tons per single axle and 7 tons per tandem axle.

BE IT FURTHER RESOLVED that signs setting forth this restriction be posted at both ends and at the approaches of intersecting roads for each and every secondary road for which the restriction is deemed necessary. This resolution is to be effective upon posting of the signs and is to be in accordance with Section 321, Code of Iowa 2009.

Dated at Waukon, Iowa this 12th day of March, 2012.

ALLAMAKEE COUNTY BOARD OF SUPERVISORS

Larry Schellhammer, Chairperson

ATTEST: Pam Benjegerdes, Auditor

Sherry Strub, Member

Lennie Burke, Member

12.103 – Motion by Burke and second by Strub to approve and sign Weed Commissioner Annual Report for 2011. Motion carried.

12.104 – Motion by Strub and second by Burke to eliminate the Substance Abuse Director position in Allamakee County and incorporate the duties of the previous part-time Substance Abuse Director position into the current full-time Substance Abuse Youth Coordinator position, effective July 1, 2012. Motion carried.

12.105 – Motion by Strub and second by Burke to convert the current Substance Abuse Youth Coordinator Position into a department head position effective July 1, 2012, and appoint Jean Bossom as the Department Head for that position, effective July 1, 2012. Motion carried.

12.106 – Motion by Burke and second by Strub to open the FY13 Budget public hearing. Motion carried.

Discussion was held on the MRT Bike Trail, Conservation and MH/DD property tax relief.

12.107 – Motion by Burke and second by Strub to close FY13 Budget public hearing. Motion carried.

12.108 – Motion by Burke and second by Strub to approve and sign Resolution Adoption of Budget and Certification of Taxes for FY13. Motion carried.

RESOLUTION #12.108

ADOPTION OF BUDGET AND CERTIFICATION OF TAXES

Fiscal Year July 1, 2012—June 30, 2013

At the meeting of the Board of Supervisors of Allamakee County, held during the public hearing as required by law on March 12, 2012, the proposed budget for July 1, 2012 to June 30, 2013, was adopted as summarized and tax levies voted on all taxable property of this county:

GENERAL BASIC	3.50000
MD-DD SERVICES	1.15210
GENERAL SUPPLEMENTAL	1.88351
RURAL BASIC	3.67963

Motion 12.080 was made by Strub and seconded by Burke, on February 27, 2012 to decrease the Compensation Board recommendation by 50% (from 5% to 2.5%) and approve the following salaries for FY13:

Attorney	\$69,679	2.5% Increase
Auditor	\$44,750	2.5% Increase
Recorder	\$44,750	2.5% Increase
Treasurer	\$44,750	2.5% Increase
Sheriff	\$58,173	2.5% Increase
Supervisors	\$24,291	2.5% Increase (chair\$700 extra)

Voting Aye

Strub, Schellhammer, Burke

Voting Nay

None

APPROVED AND ADOPTED this 12, day of March 2012

Larry Schellhammer, Chairperson

Sherry Strub

Lennie Burke

ATTEST:

Pam Benjegerdes, Allamakee County Auditor

Board adjourned to meet on Monday, March 19, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 19, 2012**

Board met as preadjourned. Board members present were Strub, Schellhammer and Burke. All members voting "AYE" unless noted.

12.110-Motion by Strub and second by Burke to approve agenda and minutes of March 12, 2012. Motion carried.

Laura Olson previously had talked to the Board in January for the FY14 Northeast Iowa Regional Housing Trust Fund and board had asked her to come back in March for their pledge. The funds will not be paid until after July 1, 2013.

12.111-Motion by Strub and second by Burke to send letter of intent to pledge \$10,000 to the Northeast Iowa Regional Housing Trust Fund for FY13-14. Motion carried.

Jean Bossom presented the new Sharepoint User Memorandum of Understanding (MOU) for the IDPH contract. Discussion of who to authorize and assign the duties of the MOU took place. Board asked Bossom to fill in the appointments as discussed and bring back for approval in two weeks.

Brian Ridenour presented the FY13 Iowa DOT Budget and the 5 yr Program for construction projects.

12.112-Motion by Burke and second by Strub to approve and sign the FY13 Iowa DOT Budget and 5 year Program. Motion carried.

Roger Balk of NEIT had information and pricing on updating the telephone system in the courthouse. The phones we currently have will work on the updated system, but the new phones will not work on our current system, so departments may replace their phones as needed. Board may choose to add the voice mail option at a later date.

12.113-Motion by Strub and second by Burke to approve the Panasonic KXTDE200 phone system package, materials, installation and training on the new system for \$10,722.50. Motion carried.

Jan Ellingson has been asked by Kordell Smith, Life Scout with Troop 64, to work on fixing up the patio at Makee Manor for his Eagle Scout project. There will be no cost to Makee Manor or the County for this project and Smith will be fixing the wiring, replace and stain seats & backs of benches, and re-nail and paint the ceiling. Ellingson stated the roof on the patio is in need of replacing also, and would like to do this before all the time, effort and expense of the Eagle Scout project takes place. Bids from Ashbacher's Building Supplies, LLC for materials and labor on a shingled roof (\$3,250) or steel roof (\$2,900) were presented.

12.114-Motion by Strub and second by Burke to approve Ashbacher's Building Supplies, LLC bid of \$2,900 for a steel roof, this is contingent upon proof of insurance by Ashbacher. Motion carried

Board adjourned to meet on Monday, March 26, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 26, 2012**

Board met as preadjourned. Board members present were Strub and Schellhammer, Burke was absent. All members voting "AYE" unless noted.

12.115-Motion by Schellhammer and second by Strub to approve agenda and minutes of March 19, 2012. Motion carried.

Pat Ward, Mary Keatley, Tom Blake, Brian Ridenour and Laurie Moody present at various times in the meeting.

During public comment time, Pat Ward voiced concerns about a discrepancy in a land survey of the property on 8th Ave NW being sold. Schellhammer stated we could put on agenda next week and ask Assessor and Attorney to be in attendance. Ward should call the Auditor's Office to set up a time.

12.116-Motion by Strub and second by Schellhammer to sign Hazard Mitigation Planning Grant Payment Request Letter, Request Form and Letter of Verification for Volunteers. Motion carried.

12.117-Motion by Strub and second by Schellhammer to accept and place on file the Manure Management Plan Annual Update for Glenn Griffin #1. Motion carried.

12.118-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat of Roger L & Janet F Bernhard plat. Motion carried.

RESOLUTION #12.118

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF

Bernhard, Roger & Janet

WHEREAS, Bernhard, Roger & Janet, owner(s) as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing BERNHARD'S SUBDIVISION IN THE SE¼ OF SECTION 35 AND THE SW¼ OF SECTION 36, ALL IN T96N-R4W, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

10. That the final subdivision plat submitted by Bernhard, Roger & Janet, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

11. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

12. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.119-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat of Waukon Feed Ranch, Inc. Motion carried

RESOLUTION # 12.119

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Waukon Feed Ranch, Inc

WHEREAS, Waukon Feed Ranch, Inc., owner(s) as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW¹/₄-NW¹/₄) AND LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE¹/₄-NW¹/₄), ALL IN SECTION 36, TOWNSHIP 98 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDIAN, IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

1. That the final subdivision plat submitted by Waukon Feed Ranch, Inc., located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.120-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat for DuWayne L & Laurayne M Snitker. Motion carried.

RESOLUTION #12.120

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Snitker, DuWayne C & Laurayne M

WHEREAS, Snitker, DuWayne C & Laurayne M, owner(s) as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing LOT 1 OF LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE¹/₄-NW¹/₄), LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW¹/₄-NW¹/₄), LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW¹/₄-NW¹/₄), AND LOT 1 OF LOT 1 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE¹/₄-NW¹/₄); ALL IN SECTION 34, TOWNSHIP 98 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

1. That the final subdivision plat submitted by Snitker, DuWayne C & Laurayne M, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.121-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat for Frederick L Miller Revocable Trust. Motion carried.

RESOLUTION # 12.121

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of

Miller, Frederick L Revocable Trust

WHEREAS, Miller, Frederick L Revocable Trust, owners as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing LOT 2 OF LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE $\frac{1}{4}$ -NW $\frac{1}{4}$) AND LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW $\frac{1}{4}$ NE $\frac{1}{4}$); BOT OF SECTION 8, TOWNSHIP 97 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

1. That the final subdivision plat submitted by Miller, Frederick L Revocable Trust, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.122-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat for Gene C Kurth. Motion carried.

RESOLUTION #12.122

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Kurth, Gene C

WHEREAS, Kurth, Gene C, owner(s) as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW $\frac{1}{4}$ -NW $\frac{1}{4}$), LOT 4 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE $\frac{1}{4}$ -SW $\frac{1}{4}$), AND LOT 5 IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW $\frac{1}{4}$ -SW $\frac{1}{4}$); ALL IN SECTION 25, TOWNSHIP 96 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

1. That the final subdivision plat submitted by Kurth, Gene C, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.123-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat for James L & Patricia Byrnes. Motion carried.

RESOLUTION #12.123

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Byrnes, James L & Patricia

WHEREAS, Byrnes, James L & Patricia, owner(s) as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing LOT 1 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE¹/₄-NE¹/₄) AND LOT 1 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE¹/₄-NE¹/₄); BOTH IN SECTION 13, TOWNSHIP 99 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

1. That the final subdivision plat submitted by Byrnes, James L & Patricia, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.124-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat for Francis & Ann Delaney. Motion carried.

RESOLUTION #12.124

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Delaney, Francis & Ann

WHEREAS, Delaney, Francis & Ann, owner(s) as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing LOT 1 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW¹/₄-SW¹/₄), LOT 2 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW¹/₄-SW¹/₄), LOT 1 OF LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE¹/₄-SW¹/₄), AND LOT 1 OF LOT 2 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE¹/₄-SW¹/₄) OF SECTION 13; AND LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW¹/₄-NW¹/₄) AND LOT 1 OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE¹/₄-NW¹/₄) OF SECTION 24; ALL OF TOWNSHIP 98 NORTH, RANGE 3 WEST; ALL OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

1. That the final subdivision plat submitted by Delaney, Francis & Ann, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on

public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.125-Motion by Strub and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat for Eagle Ridge Land Company, LLC. Motion carried.

RESOLUTION # 12.125

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Eagle Ridge Land Company, LLC

WHEREAS, Eagle Ridge Land Company, LLC, owner(s) as of the 26th day March, 2012, has submitted the attached Final Plat and supporting documents representing A SUBDIVISION OF PART OF THE FRACTIONAL NORTHEAST QUARTER OF THE NORTHEAST QUARTER (FRL. NE $\frac{1}{4}$ -NE $\frac{1}{4}$) AND PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE $\frac{1}{4}$ -NE $\frac{1}{4}$); ALL IN SECTION 4, TOWNSHIP 98 NORTH, RANGE 3 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA, CONSISTING OF LOT 1 THROUGH LOT 10; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of March, 2012:

1. That the final subdivision plat submitted by Eagle Ridge Land Company, LLC, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for

recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th day of March 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Discussion took place on the Dave Newton property line and an easement for septic given by the County in 2006. Board will look at the property.

12.126-Motion by Strub and second by Schellhammer to set Monday, April 16, 2012 at 9:30 am for Concrete Pavement Patching letting date. Motion carried.

12.127-Motion by Strub and second by Schellhammer to sign contract & bond with Mathy Construction in amount of \$1,210,423.90 for Waterville Road project. Motion carried.

Neil Schraeder & Michelle Martinek from Hacker, Nelson and Co presented the FY11 audit.

Board adjourned to meet on Monday, April 2, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 2, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.128-Motion by Strub and second by Burke to approve agenda with deletion of 9:45 am item and to approve minutes of March 26, 2012 with addition of Burke was absent because he was in Des Moines with County Treasurer, Lori Hesse, representing Allamakee County on business. Motion carried.

Frank Lonning, Leon Sabelka, Frank Mahr and Pat Ward present.

During public comment time, Frank Lonning inquired about the use of the property the county is buying from Innovative Ag and wondering if the county would be utilizing the space immediately. Lonning would like to lease a portion so he may continue to hold his weekly hay sale. Board will talk with engineer about the plans for this property.

Also during public comment, Leon Sabelka and Frank Mahr would like to know how long the road embargo will be on the county asphalt roads, as they would like to start construction on the new W&M Ag, LLC pork facility on Wilder Dr. Board again will talk with engineer.

Linda Kruse, Heather Homewood, Mike Gallagher, Dennis Osmundson, Linda Watson, Ana Avelar, Megan McWilliams, Kristi Miller and Megan Hanson present.

Linda Kruse and Heather Homewood had concerns about the land behind their office building, parking lot and sidewalk, which are in need of repair/replacement. Burke suggested landscaping behind the building and wondered if the local boy scouts would be interested in this project. Discussion also took place on the location of the lot lines and will do research to see if there has been a plat done.

Kristi Miller and Megan Hanson of Helping Services, Inc asked the Board to sign a Proclamation for Sexual Assault Awareness Month.

12.129-Motion by Strub and second by Burke to sign Proclamation for Sexual Assault Awareness Month in April. Motion carried.

Jill Kistler asked the Board to appoint Winneshiek County Attorney's office as Special Prosecutor for cases the Allamakee County Attorney office has conflicts with.

12.130-Motion by Burke and second by Strub to sign Resolution of Appoint Special Prosecution for two cases the Allamakee County Attorney office has conflict with. Motion carried.

RESOLUTION APPOINTING SPECIAL PROSECUTOR

WHEREAS, the Allamakee County Attorney's office has reported to this Board that a conflict of interest exists for all members of that office in connection with the prosecution of certain crimes alleged to have occurred in Allamakee County, Iowa. Specifically, the existence of said conflicts of interest is based upon the following facts:

1. That on or about March 27, 2012 an investigation was conducted by the Waukon Police Department regarding a report of illegal drug activity and an investigation was conducted concerning the possibility of illegal drug activity.
2. That the following said investigation, an individual was charged with two misdemeanors in Allamakee County, Case number SMCR11257 and SRCR11256.

WHEREAS, to avoid even the “appearance of impropriety” in the event that the ultimate disposition of said charge is viewed to be either “too lenient” or “too harsh” for said defendant, the County Attorney desires for this Board to appoint a Special Prosecutor to represent the interests of the State of Iowa in the foregoing proceedings; and

WHEREAS, under the recent decision of the Iowa Supreme Court as set forth in State of Iowa vs Hoegh, 632 N.W.2d 885 (Iowa 2001), it is necessary for this Board to follow the statutory procedures discussed therein and set forth at Iowa Code Section 331.754(1) by authorizing and appointing a Special Prosecutor; and

WHEREAS, the County Attorney reports that her office has contacted the Winneshiek county Attorney, who has reported that he would be willing to accept an appointment as Special Prosecutor in the above entitled case.

NOW THEREFORE, BE IT HEREBY RESOLVED that Winneshiek County Attorney Andrew Van Der Maaten and/or Assistant county Attorney Barrett Gipp is hereby appointed as Special Prosecutor in and for the State of Iowa, county of Allamakee in the following specified case and/or any related proceedings wherein the participate or involvement of the Allamakee County Attorney’s Office would normally occur, to wit: SMCR 11257 and SRCR11256.

The compensation for the services of the Special Prosecutor, if any is to be paid, shall be in the amount as determined by the procedure set forth in Iowa Code Section 331.754(2) and shall be paid from the budget of the Allamakee County Attorney’s Office.

PASSED AND ADOPTED THIS 2nd day of April, 2012.

ALLAMAKEE COUNTY BOARD OF SUPERVISORS, Larry Schellhammer, Chairman

Attest: Pam Benjegerdes, Allamakee County Auditor

Kistler and Mary Jane White asked the Board to go into closed session to discuss pending litigation for the Schaumberg case.

12.131-Motion by Burke and second by Strub to go into closed session at 10:02 am to discuss pending litigation per Iowa Code Section 21.5(1)(c). Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.132-Motion by Strub and second by Burke to go out of closed session at 10:18 am. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.133-Motion by Burke and second by Strub to terminate the services of Mary Jane White as special prosecutor of case CVCV024817/EQCV024779 (Allamakee County, Iowa vs Thomas J Schaumberg Living Trust, dated 3-19-93, Thomas J Schaumberg, Trustee) and to appoint County Attorney as primary counsel for Allamakee County effective April 2, 2012. Motion carried.

Tom Blake presented the proposed Resolution for Zoning Fees as recommended by the Planning & Zoning Commission. The P&Z Commission has amended the tier schedule for building permits from the original proposal. Board would like to see another tier added for projects costing over \$100,000. Blake will make the changes and bring back next week.

Jan Ellingson & Marcia Rush present.

Jason Hackman, JLH Enterprises, is ready to start on the roof at Makee Manor and wondering if the Board wants to include the insulation portion he had quoted. Discussion on how much is there currently and if lower than an R20 value Board would like to add the additional. Schellhammer will talk with Hackman on this.

12.134-Motion by Burke and second by Strub to add insulation to the Makee Manor roof if lower than an R20 value currently. Motion carried.

12.135-Motion by Burke and second by Strub to accept Sheriff's Quarterly Report ending December 2011. Motion carried.

12.136-Motion by Burke and second by Strub to approve Certificate of Adjustment of Tax List Items because all mail has been returned and taxes uncollectable for Kenneth Leon Mitchell (assessment year 2006-2010); LaVern William Timmerman (assessment year 2008-2010); Kenneth Mitchell (assessment year 2005-2006); Richard Alan Dahlstrom (assessment year 2005-2008); Kenneth C Meyer (assessment year 2004); and Daniel Fisk Johnson (assessment year 2006). Motion carried.

12.137-Motion by Burke and second by Strub to accept and place on file the Manure Management Plan Annual Update for Grove 1; Schultz 2; and Herman Family LP. Motion carried.

12.138-Motion by Burke and second by Strub to accept and place on file the Manure Management Plan for EY1. Motion carried.

12.139-Motion by Strub and second by Burke to hire David Hansmeier as full-time Maintenance Superintendent starting April 16, 2012 with rate of pay at \$18.98 per hour. Motion carried.

Brian Ridenour present quotes from Ziegler (CAT) and Martin Equipment (John Deere) to trade in two motor graders for two new ones. Ridenour recommends going with the CAT motor graders from Ziegler even though the price is a little higher. CAT uses less fuel and Ziegler is located in the county making parts/repairs more available when needed. Motor graders are not machines the County can afford to have down for days in the middle of a snowstorm. Schellhammer made motion to accept bid from Ziegler for two motor graders and Strub seconded the motion, but after discussion Burke would like to wait until the Secondary Union contracts are finalized before he decides. Schellhammer withdrew his motion and will discuss at a later date.

Marcia Rush, chairperson of the Historic Preservation Commission, presented the annual CLG reports for 2010 & 2011.

12.140-Motion by Strub and second by Burke to approve and sign the 2010 & 2011 Annual CLG Report. Motion carried.

12.141-Motion by Strub and second by Burke to set Monday, April 23, 2011 at 10:00 am for the Title VI Compliance public hearing. Motion carried.

Discussion was held on the pork facility being built on Wilder Drive and how the increase of heavy trucks and traffic will affect Dorchester Drive and Washington Road, especially during the construction phase. Board asked Ridenour to draft a letter to send to in regards to these issues and expenses. Ridenour will put on agenda for next week.

Board adjourned to meet on Monday, April 9, 2011 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 9, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.142-Motion by Strub and second by Burke to approve agenda and minutes of April 2, 2012. Motion carried.

Frank Gaines, Pat Ward, Jill Kistler, Ann Burckart, Brian Ridenour, Jenna Hartong, Tom Blake, Mary Schulte, Heddy Leas, and Rick Zahasky present at various times throughout the meeting.

During public comment time, Frank Gaines commented on the proposed zoning fees and felt we should leave as low as possible to cover our costs. Allamakee County needs growth, not more costs and road blocks to prevent this. Board feels we will still be lower than surrounding counties and will not hinder those wanting to build in Allamakee County.

Discussion took place on the Mary Schulte and Innovative Ag Services property line on 8th Ave, which has recently been surveyed. Previous to the survey, there was a metes & bounds description which listed lot size and a 1900 plat referenced to an 1899 deed, which were in conflict of each other and have never been questioned throughout the years. Now that a survey has been recorded, corrections have been made to the 8th Ave properties effected and will be assessed accordingly in the future stated Burckart.

Rick Zahasky brought the Sheriff & Secondary Roads Labor Union contracts to the Board for approval and signing. There were minor clarifications in both contracts including sick/comp/vacation time, health insurance rate changes, and wage amounts.

12.143-Motion by Burke and second by Strub to approve and sign the Union Labor contracts as follows: Sheriff - 2 yr contract with wage increase of 2% for FY13 and 2-1/2% for FY14 and Secondary Roads - 1 yr contract with \$.45 per hour increase. Motion carried.

12.144-Motion by Strub and second by Burke to designate Chairperson Larry Schellhammer as authorized representative for Allamakee County Hazard Mitigation Plan. Motion carried.

12.145-Motion by Burke and second by Strub to approve 3rd quarter transfers from General Basic Fund to Secondary Roads fund for \$32,187.74 and from Rural Services Fund to Secondary Roads Fund for \$454,448.71. Motion carried.

12.146-Motion by Strub and second by Burke to accept and place on file the Red Ink Ranch Manure Management Plan Annual Update. Motion carried.

Tom Blake presented the zoning fee resolution with the changes requested from the Board last week, including an additional tier level for the building permit sliding scale based on estimated construction costs.

12.147-Motion by Strub and second by Schellhammer to approve Resolution for Zoning Fees. Motion carried.

RESOLUTION NUMBER 12.147

A RESOLUTION BY THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS ESTABLISHING A SCHEDULE OF NON-REFUNDABLE FEES TO DEFRAY THE COST OF ADMINISTRATION, INSPECTION AND ENFORCEMENT COSTS ASSOCIATED WITH IMPLEMENTING THE ALLAMAKEE COUNTY ZONING AND SUBDIVISION ORDINANCES.

WHEREAS, the Allamakee County Board of Supervisors have adopted ordinances establishing zoning and subdivision regulations;

WHEREAS, said ordinances require the Board of Supervisors to adopt a resolution establishing fees;

WHEREAS, these non-refundable fees are being established in order to defray the cost of implementing said ordinances;

WHEREAS, the Planning and Zoning Commission have reviewed the existing fee schedule and recommend the Supervisors adopt a new schedule of fees; and

THEREFORE BE IT RESOLVED by the Allamakee County Board of Supervisors to approve and adopt this Resolution establishing the following fees at the stated level:

1. Zoning Ordinance: Building Permit \$20.00 - \$150.00
 - a. Sliding scale based on estimated construction cost
 - i. Up to \$10,000 \$20.00
 - ii. \$10,000 - \$60,000 \$60.00
 - iii. \$60,000 - \$100,000 \$100.00
 - iv. \$100,000 + \$150,000
2. Zoning Ordinance: Amendments (rezoning and text amendments) \$125.00
3. Zoning Ordinance: Variances, Conditional Use, and Appeals \$125.00
4. Subdivision Ordinance: Subdivision Plats
 - a. Minor, Non-Agricultural \$50.00
 - b. Major, Preliminary and/or Final (one fee) \$100.00

NOW, THEREFORE BE IT FURTHER RESOLVED that this new schedule of fees shall take effect on and after May 1, 2012.

PASSED AND APPROVED on this 9th day of April, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, Board Secretary

12.148-Motion by Burke and second by Strub to set Monday, April 30, 2012 at 9:30 am for Maintenance Rock Resurfacing letting date. Motion carried.

Last week the Board had tabled a decision on the motor grader quotes until the Secondary Roads labor union contract came through.

12.149-Motion by Schellhammer and second by Strub to accept motor grader quote from Ziegler, Inc to trade-in two CAT motor graders for two new CAT motor graders. Burke abstained from voting. Motion carried.

Ridenour informed the Board the embargo would be lifted today, April 9th on the asphalt roads within the county.

12.150-Motion by Strub and second by Burke to sign letter for W & M Ag, LLC proposed pork facility in regards to concerns of road maintenance and costs that will be associated with the construction of and future daily operations of the facility. Motion carried.

Board adjourned regular meeting and went to tour the new AVEKA Nutra Products, INC plant located in the old creamery building. Board will next meet on Monday, April 16, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 16, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.151-Motion by Strub and second by Burke to approve agenda and minutes of April 9, 2012 with addition of burke abstained from voting on Motion 12.149 (buying of motor graders). Motion carried.

Mike Gallagher, Linda Kruse and Heather Homewood present to discuss the lot around the Veterans' Affair/Relief building. No one seems to know exactly where the lot lines are and there have been no recorded surveys for the surrounding properties either. Schellhammer feels we should survey the lot before we do any of the repairs discussed a few weeks ago. Brian Ridenour said he could contact the surveyor to get this done as soon as possible.

12.152-Motion by Strub and second by Burke to have the entire Veterans' Affairs/Relief Office lot surveyed and to call the local surveyors to see who could do this as soon as possible. Motion carried.

Last fall the County signed a road maintenance agreement between Allamakee County/City of Waukon/Iowa DOT and has received the agreement to sign for FY13. Ridenour stated there have been no changes to the agreement.

12.153-Motion by Burke and second by Strub to sign FY13 Roadway Maintenance Agreement between Allamakee County/City of Waukon/Iowa DOT. Motion carried.

Board opened the bids received for the Full Depth concrete Pavement Patching (Project LMP-03(2012)) and they are as follows: Cedar Falls Construction \$243,822.00; Denco Highway Construction Corp \$229,335.20; Midwest Contractors, Inc. \$176,946.67; Skyline Construction, Inc. \$165,101.09; Wicks Construction \$175,987.35; and Riehm Construction \$153,451.80. Ridenour will look over bids and bring back next week for recommendation.

Linda Kruse informed the Board she is planning on retiring Dec 21, 2012 and would like to advertise for a full-time assistant/relief director position so may start training someone for her position. Board made no decision and will discuss this further in the future.

Tim Heiderscheit informed the Board he has moved his part-time dispatcher/jailer to full-time effective April 8th due to employees out on medical leave.

12.154-Motion by Burke and second by Strub to increase Natasha Wilkes from part-time to full-time dispatcher/jailer retro-active to April 8, 2012, with no increased rate of pay but will receive full-time benefits. Motion carried.

Heiderscheit also told the Board some of the towers were struck by lightning over the weekend and he has talked with Jane Regan about the damages.

Auditor Benjegerdes asked the Board to make Tom Blake's salary adjustment set at budget time in the form of a motion, as this is required by the auditors during the county's annual audit.

12.155-Motion by Burke and second by Strub to adjust Tom Blake's salary, above the 2.5% increase given to department heads, to \$38,000 total for FY13. Motion carried.

12.156-Motion by Burke and second by Strub to accept the Recorder's Quarterly Report ending March 31, 2012. Motion carried.

12.157-Motion by Strub and second by Burke to accept and place on file the Manure Management Plan Updates for EY1 and Herman Family, LP. Motion carried.

Jean Bossom presented the completed Sharepoint User Memorandum of Understanding (MOU) with the personnel the Board authorized for the specific duties on March 19, 2012.

12.158-Motion by Strub and second by Burke to approve and sign the Sharepoint User Memorandum of Understanding (MOU) between the Iowa Department of Public Health (IDPH) and Allamakee County. Motion carried.

Bossom is currently working on the application for the IDPH annual grant and will present it to the Board for approval at a later date.

Board adjourned to meet on Monday, April 23, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 23, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.159-Motion by Burke and second by Strub to approve agenda and minutes of April 16, 2012. Motion carried.

Maynard Johnson was in attendance during public comment time to inquire about the land the county bought from Innovative Ag Services and also the Schulte property on 8th Ave.

Jean Bossom, Maxine Grotegut, Mary Keatley and Paul Howes present.

Jean Bossom presented the Iowa Department of Public Health (IDPH) \$10,000 grant application for approval and signatures. She also told the Board ASAP had received the \$1,000 Allamakee Community Foundation Grant that had been applied for.

12.160-Motion by Burke and second by Strub to approve and sign the IDPH Grant application. Motion carried.

Maxine Grotegut has received an application from Michaela Collins, a UNI student, to do an internship this summer with Substance Abuse. Grotegut has checked with the county attorney and also Jane Regan for insurance purposes.

12.161-Motion by Burke and second by Strub to approve hiring Michaela Collins for a summer internship with Substance Abuse. Motion carried.

Paul Kruckow and Mike Gallagher present.

Paul Kruckow of Winona Heating & Ventilation (WHV) has done an evaluation of the cooling system throughout the courthouse, especially the 4th floor, and presented a scope of work and floor plan the Board could use for bidding, if they decided to go ahead with this project.

Paul Howe and Mike Gallagher asked the Board for permission to put a flagpole at the Civil War monument in the courthouse lawn. The monument committee will supply the 25' flagpole and flag so will be no cost to the county.

12.161-Motion by Strub and second by Burke to approve putting a flagpole and flag at the Civil War monument in the courthouse lawn. Motion carried.

12.162-Motion by Burke and second by Strub to open the public hearing for Title VI Plan. Motion carried.

Ridenour gave back ground of Title VI which is a non-discrimination policy the county shall adopt and use in written agreement and notices for federally funded projects. There has been no public comment in person or writing received. Ridenour would like to change language to when determined necessary instead of all notices and contracts.

12.163-Motion by Burke and second by Strub to close the public hearing on Title VI Plan. Motion carried.

12.164-Motion by Burke and second by Strub to table decision on Title VI Plan until county attorney has a chance to look over the changed language. Motion carried.

12.165-Motion by Strub and second by Burke to accept Auditor's Quarterly Report ending March 31, 2012. Motion carried.

12.166-Motio by Strub and second by Burke to accept and place on file the DeSu Holstein Construction Permit. Motion carried.

Dave Mooney present.

Strub had communication from a "weekend" land owner about the garbage being moved to only one day a week. Mooney stated we cannot change the date the truck is in Lansing and we still are supplying the service. There is the option of bringing garbage to the main site on Saturday mornings.

No discussion took place on the Relief Office.

Board adjourned to meet on Monday, April 30, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 30, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.167-Motion by Strub and second by Burke to approve agenda and minutes of April 23, 2012, with a change of wording from "weekend" to "absentee" landlord in the rural waste discussion. Motion carried.

Stan Walkowicz, Maynard Johnson, Denise Beyer, Jan Ellingson, Jason Hackman, Tom Riehm, Dave Fish, Jr, Duane & Greg Bruening, Lance Mielke, Chad & Chris Wiltgen, Robyn Davis, Tom Kuhlman, Tom Blake, Mary Ann Humpal, David Boss, Linda Kruse and Kim Waters in attendance.

During public comment time, Stan Walkowicz informed the Board of garbage/electronics on his property since the removal of the dumpsters at Churchtown.

Jason Hackman, JLH Enterprises, is nearing completion on the roof project at Makee Manor and presented a partial billing of the quoted price. Jan Ellingson and Hackman also showed pictures to the Board of the "old part" of the roof done ten yrs ago and some issues that should be addressed. Board asked engineer to take a look at the roof with Hackman and tabled any decisions on the "old part" until a later date.

12.168 – Motion by Burke and second by Strub to authorize payment presented by JLH Enterprises for Makee Manor roof project. Motion carried.

Bids were open for the Maintenance Rock Letting and were read as follows: Reilly Const, Div II - \$7.39/ton (\$187,299.55); CJ Moyna & Sons, Div V - \$7.90/ton (\$129,330.90); The Kraemer Co, Div II - \$8.95/ton (\$226,837.75), Div III - \$8.95/ton (\$229,773.35); Kuhlman Const, Div III - \$7.801/ton (\$200,275.07), Div V - \$7.701/ton (\$126,073.07); Wiltgen Const, Div IV - \$7.05/ton (\$93,306.75); Bruening Rock Products, Div I - \$6.877/ton (\$174,331.95), Div II - \$6.877/ton (\$174,297.56), Div III - \$6.977/ton (\$179,120.52), Div IV - \$6.877/ton (\$91,017.10), Div V - \$6.877 (\$112,583.36). Engineer will look Maintenance Rock bids over and bring back a recommendation next week.

April 16, 2012 bids were opened for the full Depth Pavement Patching. Engineer has gone over bids and recommends approving Riehm Construction's low bid of \$153,451.80.

12.169 – Motion by Burke and second by Strub to sign contract and bond with Riehm Construction for Full Depth Pavement Patching for \$153,451.80. Motion carried.

12.170 – Motion by Strub and second by Burke to approve the Title VI Plan Policy. Motion carried.

12.171 – Motion by Burke and second by Strub to approve John White, Jr Revocable Trust Resolution of Acceptance of Final Subdivision Plat. Motion carried.

12.172 – Motion by Burke and second by Strub to approve Daniel & Brenda Schmitt Resolution of Acceptance of Final Subdivision Plat. Motion carried.

12.173 – Motion by Burke and second by Strub to approve Resolution of Removal of Agricultural Exemption Legend from Final Subdivision Plat for Donald R or Nathan R Aldrich. Motion carried.

Mary Ann Humpal and David Boss from Northeast Iowa Community Action Corporation discussed some options with the Board in regards to the Relief Office and the upcoming retirement of Relief Director Linda Kruse. NEICAC currently does the Relief Office in Winneshiek and Fayette counties. Board would like more information and tabled any decisions until a later date.

Board adjourned to meet on Monday, May 7, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, May 7, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.174 – Motion by Burke and second by Strub to approve agenda and minutes of April 30, 2012. Motion carried.

Maynard Johnson, Jill Kistler, Brian Ridenour, Dave Mooney, Mike Gallagher, Kim Waters, Jan Heikes were present.

During public comment time, an overview of last week's meeting with representatives from the railroad was given. The railroad does not want any construction or paving done in the right-of-way. Ridenour feels the Harpers Ferry section of the MRT Trail can be redesigned and finished, but the Lansing section will be dead if cannot get railroad to agree.

Department meeting was held with various departments reporting.

Kim Waters presented a letter of resignation from case manager Annie Althoff effective May 11, 2012. Waters will be advertising to fill the position.

12.175 – Motion by Strub and second by Burke to accept Annie Althoff's letter of resignation effective Friday, May 11, 2012. Motion carried.

12.176 – Motion by Strub and second by Burke to accept and place on file the Cost Advisory Services Report for FY11. Motion carried.

Mike Gallagher asked the Board if they had made any decisions on the air conditioning system plans/scope of work that had been presented by WVH a couple of weeks ago. Board asked Ridenour to look over the plans and tabled any decision until a later date.

Ridenour has gone over the maintenance rock bids received last week and recommends awarding all divisions I – V to low bidder, Bruening Rock Products.

12.177 – Motion by Burke and second by Strub to approve low bids for Maintenance Rock Divisions I – V to Bruening Rock Products, per Engineer's recommendation. Motion carried.

12.178 – Motion by Burke and second by Schellhammer to approve Resolution of Acceptance of Final Subdivision Plat for Walter J, Jr & Marianne Mahr. Motion carried.

RESOLUTION #12.178

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Mahr, Walter J Jr & Marianne

WHEREAS, Mahr, Walter J Jr & Marianne, owner(s) as of the 7th day of May, 2012, has submitted the attached Final Plat and supporting documents representing : LOT 2 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4-SE1/4) OF SECTION 22,

TOWNSHIP 100 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 7th day of May, 2012:

1. That the final subdivision plat submitted by Mahr, Walter J Jr & Marianne, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 7th day of May 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.179 – Motion by Burke and second by Strub to accept Jeanie Carroll's resignation as E-911 Coordinator effective June 29, 2012. Motion carried.

12.180 – Motion by Strub and second by Burke to approve hiring Christopher Fee as E-911 Coordinator, \$36,000 annual salary, started on May 3, 2012 for training. Motion carried. Tim Heiderscheit stopped in to inform the Board they are receiving new equipment to be placed in the E-911 office and space is getting very limited.

12.181 – Motion by Strub and second by Burke to accept and place on file the Manure Management Plan annual update for Cyclone I and EB Ag, LP. Motion carried.

12.182 – Motion by Strub and second by Burke to set Tues, May 29, 2012 at 10:00 am for the FY12 Budget Amendment Public Hearing. Motion carried.

Board adjourned to meet on Monday, May 14, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MAY 14, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.183-Motion by Strub and second by Burke to approve agenda and minutes of May 7, 2012. Motion carried.

Maynard Johnson, Tom Blake, Brian Ridenour, Jenny O'Neill, Jan Ellingson, Heather Homewood, Bob Peters and Mike Gallagher present during meeting.

During public comment time, Tom Blake informed the Board the Conservation Board has applied for a variance for on-site parking at the Columbus property and the meeting for that will be this Thursday at 4:30 pm. Brian Ridenour told the Board there are more people planting crops in the county right-of-ways and wondered how to go about enforcing this issue.

Jenny O'Neill presented the mobile home abatement resolution for mobile homes that have been torn down or removed from the county.

12.184-Motion by Strub and second by Burke to approve Mobile Home Tax Abatement Resolution. Motion carried.

DATE _____

MOBILE HOME TAX ABATEMENT RESOLUTION

BE IT RESOLVED BY THE BOARD OF SUPERVISORS that the Allamakee County Treasurer shall, pursuant to 2005 Iowa Code Sections 435.25 and 445.16 abate all taxes, interest, and cost and strike from the tax books the tax references to the following homes:

<u>Name</u>	<u>Title</u>	<u>Parcel/VIN</u>	<u>Receipt</u>	<u>Tax Year</u>
<u>Tax</u>				
David & Debra Boike	96W086563	SS431438	52	2010/2011 \$28.00
			51	2011/2012 \$56.00

REASON TO ABATE: Mobile home was tore down September 2011 by court owner.

Richard Dahlstrom	03W094621	AC1086	121	2006/2007 \$116.00
			115	2007/2008 \$116.00
			114	2008/2009 \$116.00
			116	2009/2010 \$116.00
			123	2010/2011 \$116.00
			122	2011/2012 \$116.00

REASON TO ABATE: Mobile Home tore down. Went off of court report in 2007.

Francisco Flores	03W092831	MU3077	176	2007/2008 \$55.00
			173	2008/2009 \$110.00
			173	2009/2010 \$110.00
			183	2010/2011 \$110.00
			177	2011/2012 \$110.00

REASON TO ABATE: Mobile Home tore down.

Craig Freilinger	03AA14685	184	2009/2010	\$148.00
		192	2010/2011	\$148.00
		186	2011/2012	\$148.00
REASON TO ABATE:	Mobile Home moved to real estate. No tax clearance issued.			
Jaime Hernandez	03W083141	248	2008/2009	\$148.00
		242	2009/2010	\$148.00
		251	2010/2011	\$148.00
		242	2011/2012	\$148.00
REASON TO ABATE:	Mobile Home tore down.			
Nadejda Khokhlatcheva	03W074285	755	2005/2006	\$138.00
		332	2006/2007	\$138.00
		318	2007/2008	\$138.00
		304	2008/2009	\$138.00
		293	2009/2010	\$138.00
		294	2010/2011	\$138.00
		284	2011/2012	\$138.00
REASON TO ABATE:	Mobile Home moved. No tax clearance issued.			
Michelle Marin	03AA00492	403	2006/2007	\$148.00
		385	2007/2008	\$148.00
		373	2008/2009	\$148.00
		361	2009/2010	\$148.00
		358	2010/2011	\$148.00
		343	2011/2012	\$148.00
REASON TO ABATE:	Mobile Home tore down.			
Rueben Medina	03W092855	412	2009/2010	\$73.00
		396	2010/2011	\$146.00
		379	2011/2012	\$146.00
REASON TO ABATE:	Mobile Home tore down in 2009.			
Kenneth Mitchell	03AA08399	458	2007/2008	\$84.00
		443	2008/2009	\$168.00
		431	2009/2010	\$168.00
		414	2010/2011	\$168.00
		397	2011/2012	\$168.00
REASON TO ABATE:	Mobile Home court dissolved. No tax clearance issued.			
Javier Nunez	03W082358	495	2006/2007	\$110.00
		486	2007/2008	\$110.00
		469	2008/2009	\$110.00
		454	2009/2010	\$110.00
		437	2010/2011	\$110.00
		421	2011/2012	\$110.00

REASON TO ABATE: Mobile Home tore down. Court order states abandoned and inhabitable.

LaVern Timmerman	03W099094	609	2009/2010	\$65.00
		590	2010/2011	\$130.00
		574	2011/2012	\$130.00

REASON TO ABATE: Mobile Home court dissolved. No tax clearance issued.

Jerome Stussy	03W091485	548	2011/2012	\$148.00
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REASON TO ABATE: Mobile Home should not have been taxed. Square footage was not removed from record. So, statement printed.

Adjustment Entered: Date May 14, 2012

SIGNED:

Pam Benjegerdes, Auditor of Allamakee County

Lori Hesse, Treasurer of Allamakee County

When a manufactured or mobile home is removed from the county where delinquent taxes, both regular or special, are owing, or when it is administratively impractical to pursue tax collection through the remedies of this section, all taxes, both regular or special, penalties, interest and cost shall be abated by resolution of the county board of supervisors. The resolution shall direct the county treasurer to strike from the tax books the reference to that home. Iowa Code Section 435.25

Mike Gallagher had received bids for concrete work for three projects and are as follows: #1) Parking/Sidewalk area at VA/Relief building – Kelly Concrete \$3,662; Al Fogt Concrete \$3,670; Meyer Concrete \$3,285. #2) North Ramp/Wall – Kelly Concrete \$3,438; Al Fogt Concrete \$3,550; Meyer Concrete \$4,250. #3) Generator Pad Extension – Kelly Concrete \$480; Al Fogt Concrete \$625 + rock; Meyer Concrete \$530. Gallagher recommends going with low bid for individual projects.

12.185-Motion by Strub and second by Burke to approve bid from Meyer Construction for VA/Relief parking/sidewalk area \$3,285 and Kelly Concrete bids for north ramp/wall \$3,348 and generator pad extension \$480. Motion carried.

Heather Homewood and Bob Peters asked the Board to appoint Jean Brink to fill the vacancy on the Veteran's Affairs Commission, due to the death of Robert Roffman.

12.186-Motion by Burke and second by Strub to appoint Jean Brink to fill the vacancy as a Commissioner of Veteran's Affairs, term expiring July 1, 2013. Motion carried.

12.187-Motion by Burke and second by Strub to accept the Veteran's Affairs quarterly report ending March 31, 2012. Motion carried.

12.188-Motion by Burke and second by Strub to approve liquor license for Sportsmen Motel, Bar & Grill. Motion carried.

Jan Ellingson presented the bill, which came in under estimate, for the patio roof at Makee Manor.

Ellingson and Ridenour talked about the main upper roof section on Makee Manor and presented different options/prices received from JLH Enterprises.

12.189-Motion by Burke and second by Strub to approve Option #2-Complete Wall, Base Flashing and Seam Repairs for \$10,185 from JLH Enterprises for the Main Upper Roof Section on Makee Manor. Motion carried.

Ridenour would like to hire temporary part-time summer employees, both are re-hires from previous year.

12.190-Motion by Strub and second by Burke to approve hiring Logan Doeppke as temporary part-time scale person starting May 29, 2012 at \$8.60/hr with no benefits and Henry J Sass as temporary part-time roadside mower starting May 21, 2012 at \$8.60/hr with no benefits. Motion carried.

Ridenour has gone over the proposal from WVH for the air conditioning system, as the Board had asked last week, and feels they should hire an actual mechanical engineer to assess the needs of the air conditioning and other needs of the building before committing to the expense. Ridenour also reminded the need to be mindful of the historical aspect of the building when doing any projects. Gallagher will try to contact a mechanical engineer from a list Ridenour had compiled in 2003.

The survey is done on the VA/Relief property and Gallagher would like to landscape behind the building. Burke recommended mulch instead of rock. Gallagher will work with Ridenour to bring in additional dirt, spray and mulch, including a small 10' section owned by the City of Waukon, which the county has taken care of in the past.

Ridenour informed the Board he had been approached by a neighboring land owner to put an entrance from A26 to the Holy Cross Cemetery, which is a Pioneer Cemetery. Ridenour will do more research on this and talk with the church that owns the cemetery.

Board adjourned to meet on Monday, May 21, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MAY 21, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.191-Motion by Strub and second by Burke to approve agenda and minutes of May 14, 2012. Motion carried.

Kim Waters presented the FY13 Projected Cost Report for Allamakee County Case Management. The unit cost shows an increase due to change in reporting the units, but the actual budget is down from FY12.

12.192-Motion by Strub and second by Burke to approve FY13 Projected Cost Report for Allamakee County Case Management. Motion carried.

12.193-Motion by Burke and second by Strub to accept Sheriff's Quarterly Report. Motion carried.

12.194-Motion by Burke and second by Strub to approve liquor license for Natural Gait, LLC. Motion carried.

Jan Heikes presented the results from the consumer survey. Heikes also talked about the final Mental Health & Disabilities Redesign (Senate File 2315). The Board will attend meeting on Tuesday at Fayette County courthouse for more details and figures.

Linda Kruse, Jean Bossom, Mary Ann Humpal and David Boss present for discussion on the future direction of the Relief Office. Board tabled any decision and will continue to look at the options.

Brian Huinker of Midwest Group Benefits gave a brief presentation on a voluntary vision reimbursement program thru Coventry and a life insurance available also.

12.195-Motion by Burke and second by Strub to sign contracts and bonds with Bruening Rock Products, Inc for Maintenance Rock Resurfacing Divisions I-V. Motion carried.

12.196-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Dale E & Elaine M Reiser. Motion carried.

RESOLUTION #12.196
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Reiser, Dale E & Elaine M

WHEREAS, Reiser, Dale E & Elaine M, owner(s) as of the 21st day of May, 2012, has submitted the attached Final Plat and supporting documents representing:

LOT 1 AND THE PLATTING OF LOT 3 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 100 NORTH, RANGE 5 WEST, A SURVEY OF LOT 1 AND THE PLATTING OF LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF

SECTION 4, TOWNSHIP 99 NORTH, RANGE 5 WEST, A SURVEY OF LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 100 NORTH, RANGE 5 WEST, AND A SURVEY OF LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 99 NORTH, RANGE 5 WEST. LOT 1 OF LOT 1 AND LOT 2 OF LOT 3 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER, LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, LOT 2 AND LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER, LOT 4 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, LOT 2 AND LOT 1 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER, AND LOT 2 OF LOT 1 AND LOT 3 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER ALL IN SECTION 4, TOWNSHIP 99 NORTH, RANGE 5 WEST, AND ALSO LOT 2 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 99 NORTH, RANGE 5 WEST. LOT 2 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, LOT 3 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER, LOT 1 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, LOT 1 OF LOT 1 AND LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, AND LOT 4 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER ALL IN SECTION 4, TOWNSHIP 99 NORTH, RANGE 5 WEST, AND ALSO LOT 1 OF LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, AND LOT 4 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER ALL IN SECTION 3, TOWNSHIP 99 NORTH, RANGE 5 WEST. LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, LOT 3 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER, LOT 3 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, LOT 2 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER, AND LOT 3 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER ALL IN SECTION 4, TOWNSHIP 99 NORTH, RANGE 5 WEST. LOT 3 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER, LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, AND LOT 1 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER ALL IN SECTION 4, TOWNSHIP 99 NORTH, RANGE 5 WEST. LOT 3 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 3, TOWNSHIP 99 NORTH, RANGE 5 WEST ; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 21st day of May, 2012:

13. That the final subdivision plat submitted by Reiser, Dale E & Elaine M, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

14. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

15. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 21st day of May 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.197-Motion by Strub and second by Burke so approve Resolution of Acceptance of Final Subdivision Plat for Robert D & Linda Thompson. Motion carried.

RESOLUTION #12.197

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Thompson, Robert D & Linda

WHEREAS, Thompson, Robert D & Linda, owner(s) as of the 21st day of May, 2012, has submitted the attached Final Plat and supporting documents representing : LOT 2 IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW1/4-SW1/4) OF SECTION 21, TOWNSHIP 98 NORTH, RANGE 3 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 7th day of May, 2012:

1. That the final subdivision plat submitted by Thompson, Robert D & Linda, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 21st day of May 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Board adjourned to meet for regular meeting on Tuesday, May 29, 2012 at 9:00 am, but will be traveling to Fayette County courthouse on Tuesday, May 22, 2012 for an informational meeting on Mental Health & Disabilities Redesign. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, MAY 29, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.198-Motion by Strub and second by Burke to approve agenda and minutes of May 21, 2012. Motion carried.

Kathy Burns stopped during public comment time to give support for keeping the Relief Office open in Allamakee County.

Brian Ridenour, Tom Blake and Chris Gavin present.

Brian Ridenour presented the bids for the Bear Creek Bridge on Bear Creek Dr. Bids were as follows: Iowa Bridge & Culvert, LC \$586,684.92; Brennan Construction Co \$707,078.55; Minnowa Construction, Inc \$800,921.60. Ridenour has looked over the bids and recommends accepting low bid from Iowa Bridge & Culvert, LC.

12.199-Motion by Burke and second by Strub to accept Iowa Bridge & Culvert, LC's bid of \$586,684.92 for the Bear Creek Bridge project on Bear Creek Dr, per engineer's recommendation. Motion carried.

12.200-Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Bill R & Elizabeth I Withers. Motion carried.

12.201-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Calvin A & Lois M Jones. Motion carried.

Dave Erickson has the plat done for the Relief/Veteran's Affairs lot.

12.202-Motion by Strub and second by Burke to sign the Plat of Survey for the Relief/Veteran's Affairs lot. Motion carried.

12.203-Motion by Burke and second by Strub to open the FY12 Budget Amendment Public Hearing. Motion carried.

No one was in attendance from the public and no phone calls have been received in the Auditor's office about the budget amendment. A typo was discovered since the publishing of the amendment hearing notice in the newspapers, resulting an increase of \$18,000 in the ending fund balance.

12.204-Motion by Strub and second by Burke to close FY12 Budget Amendment Public Hearing. Motion carried.

12.205-Motion by Strub and second by Burke to approve FY12 Budget Amendment with the corrections of line #25 from \$20,362 to \$2,362 which increases the ending fund balance from \$1,762,644 to \$1,780,644 compared to the published amendment notice. Motion carried.

Board adjourned to meet on Monday, June 4, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JUNE 4, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.206-Motion by Burke and second by Strub to approve agenda and minutes of May 29, 2012. Motion carried.

Maynard Johnson present.

12.207-Motion by Burke and second by Strub to approve and sign Amended Appropriation FY12 Resolution. Motion carried.

Resolution 12.207

APPROPRIATION AMENDMENT FY12 per Code of Iowa 331.434 and 331.435

Appropriation Amendment FY12

EXPENDITURES

INCREASES	FROM	TO
Board of Supervisor	101,525	105,626
Treasurer	302,064	304,545
Attorney	263,613	350,227
Sheriff	1,127,804	1,127,974
Recorder	169,526	169,577
Veteran's Affairs	135,633	135,667
Health Board	187,000	187,100
Solid Waste	307,938	329,459
Non-Departmental	933,078	941,784
District Court	19,186	21,186
Substance Abuse	72,493	105,287
Environmental Health/Sanitarian	87,733	87,777
Courthouse Services	157,495	166,135
Custodian	66,473	66,490
Historical Society	0	1,100

DECREASES	FROM	TO
Auditor	243,981	241,954
Clerk of Court	10,000	9,000
Secondary Roads	8,391,944	6,274,944
Weed Commission	8,139	5,639
County Farm	9,350	6,988
Planning & Dev	85,338	77,964
Conservation	228,488	226,242
Relief	102,335	100,469

Case Management	234,600	226,736
Juvenile Probation	20,700	15,700
Non-Mental Health	43,692	29,692

REVENUE

INCREASES	FROM	TO
Human Services	13,800	18,900
County Farm	45,500	76,484

DECREASES	FROM	TO
Secondary Roads	5,415,227	3,379,004
Planning & Dev	6,100	5,100

Signed and approved this 4th day of June, 2012

Larry Schellhammer, Chairperson

Attest: Christine M Gavin, 1st Deputy Allamakee County Auditor

12.208-Motion by Burke and second by Strub to approve Lee A & Deborah G Kerndt Subdivision Plat. Motion carried.

RESOLUTION #12.208

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Kerndt, Lee A & Deborah G & Kerndt, Willard F & Arlene

WHEREAS, Kerndt, Lee A & Deborah G & Kerndt, Willard F & Arlene, owner(s) as of the 4th day of June, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF 4 IN THE FRACTIONAL SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (FRL. SW1/4-SW1/4) OF SECTION 31, TOWNSHIP 99 NORTH, RANGE 4 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 4th day of June, 2012:

1. That the final subdivision plat submitted by Kerndt, Lee A & Deborah G & Kerndt, Willard F & Arlene, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 4th day of June 2012.

Larry Schellhammer, Chairperson

Christine M Gavin, 1st Deputy Auditor

12.209-Motion by Strub and second by Burke to set public hearing for Zoning change from A-1 to C-1 for Waukon Feed Ranch for Monday, June 25, 2012 at 9:30 am. Motion carried.

12.210-Motion by Strub and second by Burke to set public hearing for Zoning change from R-2 to A-1 for William Reed for Monday, June 25, 2012 at 9:40 am. Motion carried.

12.211-Motion by Burke and second by Strub to accept and place on file the Manure Management Plan Update for Kent McCormick Site # 1. Motion carried.

12.212-Motion by Burke and second by Strub to accept and place on file the Manure Management Plan Update for Kent McCormick Site # 2. Motion carried.

12.213-Motion by Burke and second by Strub to accept and place on file the Manure Management Plan Update for Regancrest. Motion carried.

Mike Gallagher, Brian Ridenour and Ron Bamler present.

Ron Baumler presented the board with options for fixing and/or replacing air conditioning units in the Courthouse.

Board adjourned to meet on Monday, June 11, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Christine M Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JUNE 11, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.214-Motion by Burke and second by Strub to approve agenda with the deletion of the 10:45 am item and approve the minutes of June 4, 2012. Motion carried.

Mike Farley, Grant Vander Velden, Ann Burckart, Jan Heikes, Mary Egan, Jan Ellingson, Jean Bossom, Heather Homewood, Kim Waters, Linda Kruse & Brian Ridenour present throughout the meeting.

During public comment time, Mike Farley had questions about the engineer's office and the work they were doing in front of his property. Burke asked Farley to come back at 10:30 am when the engineer would be at the meeting. Pastor Grant Vander Velden gave his support to keep the Relief office open and staffed by local people. The area churches continue to donate and support the Relief Office throughout the year. Board thanked Vander Velden for the support. Ann Burckart informed the Board of House File 524, which will combine Assessor funds, passed this session.

Jan Heikes gave an update on Mental Health & Disabilities Re-Design and the next meeting in West Union will be June 21, 2012. Board feels they're being "forced" into regionalization, but county will not be able to go alone and supply all the services being required with re-design. Heikes will keep the Board posted.

Jean Bossom told the Board we have received notice Allamakee County was awarded the \$10,000 grant applied for. Bossom will bring the contract to sign when received from IDPH.

Heather Homewood asked the Board to go into closed session per Iowa Code Section 21.5(1)(a), to inform them of a client assistance issue in the Veteran's Affairs Office.

12.215-Motion by Strub and second by Burke to go into closed session at 9:50 am, per Iowa Code Section 21.5(1)(a), to discuss a Veteran's Affairs client. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.216-Motion by Burke and second by Strub to go out of closed session at 10:08 am. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

Auditor had sent out audit request proposals for FY12, FY13 & FY14. They were received as follows: Gardiner Thomsen FY12-\$28,000, FY13-\$29,000, FY14-\$30,000; Hacker, Nelson & Co FY12-\$24,250, FY13-\$25,000, FY14-\$25,750.

12.217-Motion by Strub and second by Burke to approve Hacker, Nelson & Co low bid proposal for audits FY12 (\$24,250), FY13 (\$25,000), & FY14 (\$25,750), per auditor's recommendation. Motion carried.

Kim Waters recommends hiring Jill Martins as case manager, position will be full-time with benefits starting salary of \$31,000 (40 hrs/week at \$14.90/hour) and approximate start date June 18, 2012.

12.218-Motion by Burke and second by Strub to hire, per recommendation, Jill Martins as Case Manager. Position is full-time (40 hr week) with benefits, starting salary \$31,000 and approximate start date June 18, 2012. Motion carried.

Linda Kruse and the Board discussed different options for the future of the Relief Office and will hire a full-time director to keep the office open as is when Kruse retires at year-end. Schellhammer made motion to hire full-time with benefits and \$24,000 annual salary but then rescinded due to lack of second. Burke feels salary should be set between \$12-\$15 per hour based on the applicant's experience and must pass a background check.

12.219-Motion by Burke and second by Strub to advertise for full-time Relief Director. Motion carried.

12.220-Motion by Strub and second by Burke to sign contract with Iowa Bridge & Culvert, LC for Bear Creek Dr Bridge project at cost of \$586,684.92. Motion carried.

Mike Farley present to talk with Brian Ridenour. Ridenour will meet with Farley this afternoon to view options for driveway and also the ditch cleaning that was done in front of Farley's property.

Board convened as Board of Supervisors and reconvened as Board of Canvassers.

Board canvassed the June 5, 2012 Primary Election and declared the following winners: US House of Representatives Dist #1 – Bruce Braley (D), Ben Lange (R); State Senator Dist #28 – John Beard (D), Michael Breitbach (R); State Representative – Patti Ruff (D), Bob Hager (R); County Supervisor – Lennie Burke (D), Dennis Koenig (R); County Auditor – Janice Thorson (D), Denise Beyer (R); County Sheriff – Mellick (R)

Board adjourned to meet on Monday, June 18, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JUNE 18, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.221-Motion by Strub and second by Burke to approve agenda and minutes of June 18, 2012. Motion carried.

Fern Rissman, Kim Waters, Jill Martins, Maynard Johnson, Jan Heikes, Jan Ellingson, Tom Blake, and Brian Ridenour present during meeting.

During public comment time Kim Waters introduced Jill Martins as the new case manager starting today. Burke told Maynard Johnson he had talked with the Sheriff Dept about the safety vests.

Fern Rissman of Upper Explorerland asked the Board to renew the lease for office space they have in the courthouse and also the sub-lease to NEIA Community Action.

12.222-Motion by Burke and second by Strub to approve lease for office space between Allamakee County and Upper Explorerland Regional Planning Commission for 2 yrs @ \$75/month, and also approve the sub-lease between Upper Explorerland and NEIA Community Action whom they share the office space with. Motion carried.

Jan Heikes gave an update on the re-design and reminded board of meeting in West Union on Thursday for Supervisors and CPCs. Heikes also had contracts to be signed with vendors for FY13.

12.223-Motion by Strub and second by Burke to sign contract with Alternative Treatment Associates for FY13. Motion carried.

12.224-Motion by Strub and second by Burke to sign contract with NEIA Behavioral Health for FY13. Motion carried.

12.225-Motion by Strub and second by Burke to sign contract with TASC for FY13. Motion carried.

12.226-Motion by Burke and second by Strub to sign contract with Makee Manor for FY13. Motion carried.

12.227-Motion by Strub and second by Burke to approve fireworks permit for Jerry Reicherts. Motion carried.

Auditor mentioned it would be nice if we had a policy/resolution for fireworks permits. Board asked Attorney to research this.

There was no action taken on the Aaron Sorum permit as the paperwork has not been submitted.

Kistler presented the plat of survey for the property under Waukon City Hall and the alley behind.

12.228-Motion by Strub and second by Burke to approve and sign Plat of Survey for the property under Waukon City Hall and the alley behind. Motion carried.

Kistler told Board of an inquiry from Jake Halverson to do a summer internship in the County Attorney's office. Kislter has checked with Jane Regan about the liability insurance and the worker's compensation insurance will be covered by Univ of Iowa as this is for college credit.

12.229-Motion by Burke and second by Strub to approve Jake Halverson for an internship in the county attorney's office. Motion carried.

12.230-Motion by Strub and second by Burke to approve the Resolution for the Destruction of Noxious Weeds. Motion carried.

Brian Ridenour told Board of a parcel in Section 11 of Taylor Twp along Collins Ridge Road that the county has an easement on the whole parcel. Owners, Scott & Sandra Brown, have applied for a building permit but have not received one, but they have put a temporary cabin on the parcel. To correct this, the owners could ask the county to vacate a portion of the easement (except the 50' for roadway) and then apply for a variance. Board stated the fact he put the temporary cabin up without a permit and should ask them to move the cabin. Blake will be in contact with the owners of the parcel.

Board adjourned to meet on Monday, June 25, 2012 at 9:00 am. Allamakee County Board of Supervisors. Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JUNE 25, 2012**

Board met as preadjourned. Board members Schellhammer and Burke were present. Strub absent. All members voting "AYE" unless noted.

12.231-Motion by Schellhammer and second by Burke to approve agenda, with addition of Audit Claims, and approve minutes of June 18, 2012. Motion carried.

Board audited claims on file.

12.232-Motion by Schellhammer and second by Burke to approve 4th quarter transfers of \$22,527.96 from General Basic Fund to Secondary Road Fund and \$109,870.34 from Rural Services Fund to Secondary Road Fund. Motion carried.

Tom Blake, Heather Homewood & Brian Ridenour present.

12.233-Motion by Schellhammer and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Anderson Family Living Trust & Gloria Dawn Jackson. Motion carried.

RESOLUTION # 12.233

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Anderson Family Living Trust & Jackson, Gloria Dawn

WHEREAS, Anderson Family Living Trust & Jackson, Gloria Dawn, owner(s) as of the 25th day of June, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER; LOT 1 AND LOT 2 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; LOT 1 IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER; IN SECTION 20. LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 21. LOT 1 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER; LOT 1, LOT 2, AND LOT 3 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER; LOT 1, LOT 2, LOT 3 AND LOT 4 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER; IN SECTION 28. LOT 1 , LOT 2, AND LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER; LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; IN SECTION 29. ALL BEING IN TOWNSHIP 98 NORTH, RANGE 4WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 25th day of June, 2012:

16. That the final subdivision plat submitted by Anderson Family Living Trust & Jackson, Gloria Dawn, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its

possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

17. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

18. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 25TH DAY OF JUNE 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.234-Motion by Burke and second by Schellhammer to open public hearing for Waukon Feed Ranch's change in Zoning request from A-1 to C-1. Motion carried.

Blake has received no comments and no one was present for the public hearing.

12.235-Motion by Burke and second by Schellhammer to close public hearing. Motion carried.

12.236-Motion by Burke and second by Schellhammer to set Monday, July 2, 2012 for the First Reading of the Ordinance Amendment for the Zoning Change from A-1 to C-1 for Waukon Feed Ranch. Motion carried.

12.237-Motion by Schellhammer and second by Burke to open public hearing for William Reed's change in zoning request from R-2 to A-1. Motion carried.

Blake has received no comments and no one present for the public hearing.

12.238-Motion by Burke and second by Schellhammer to close public hearing. Motion carried.

12.239-Motion by Burke and second by Schellhammer to set Monday, July 2, 2012 for the First Reading of Ordinance Amendment for the Zoning Change for R-2 to A-1 for William Reed. Motion carried.

12.240-Motion by Schellhammer and second by Burke to sign contract with "Solutions" Inc for FY13. Motion carried.

12.241-Motion by Schellhammer and second by Burke to approve Road Closure Resolution for Bear Creek Drive for bridge replacement.

RESOLUTION

WHEREAS, the 2011 Code of Iowa, Chapter 306, Section 41, authorized the temporary closure of sections of highway for construction; and

WHEREAS, it is desirable to perform construction and/or maintenance on the below listed road in Allamakee County:

1. Project #BRS-C003(31)—60-03: A portion of Bear Creek Drive (county Road A26) over Bear Creek for a Bridge Replacement, just west of Washington Road in the NE¹/₄ Section 4-T99N-R6W, Hanover Twp. There will be a signed detour onto Iverson Bridge Road.

The above described road will be temporarily closed during the period of construction and/or maintenance effective June 25, 2012 and barricades will be placed at each end of the section of roadway with signs stating "ROAD CLOSED".

This resolution does not prohibit or deny any person from gaining lawful access to his or her property or residence along said county right-of-way.

Dated this 25th day of June, 2012.
Larry Schellhammer, Chairperson
Sherry Strub, Member (Absent)
Lennie Burke, Member

Attest: Pam Benjegerdes, Auditor

12.242-Motion by Schellhammer and second by Burke to set Monday, July 16, 2012 at 10:00 am for Brady Drive Bridge replacement bid letting. Motion carried.

12.243-Motion by Schellhammer and second by Burke to sign contract with Greg Clark, Veteran's Counselor, for \$1,560/month plus mileage for FY13. Motion carried.

Board adjourned to meet on Friday, June 29, 2012 at 9:00 am to audit fiscal year-end claims. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
FRIDAY, JUNE 29, 2012

Board met as preadjourned. Board members Schellhammer and Burke were present. Strub absent. All members voting "AYE" unless noted.

12.244-Motion by Burke and second by Schellhammer to approve agenda. Motion carried.

Board audited claims on file. Claim #101914, West Group - \$1281.50 was disallowed due to budget limit had been met.

12.245-Motion by Burke and second by Schellhammer to approve Appropriations and sign FY13 Appropriation Resolution. Motion carried.

Brian Ridenour present and informed Board of projects coming up.

Board adjourned to meet on Monday, July 2, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JULY 2, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.246-Motion by Burke and second by Strub to approve agenda and minutes of June 25, 2012 & June 29, 2012. Motion carried.

Kim Waters, Jean Bossom and Tom Blake present.

Department Head meeting was held.

12.247-Motion by Burke and second by Strub to sign FY13 contract with Iowa Department of Public Health (IDPH) for Allamakee County Substance Abuse Prevention Services. Motion carried.

12.248-Motion by Strub and second by Burke to accept and place on file the manure management plan annual update for Drew Deering. Motion carried.

12.249-Motion by Strub and second by Burke to approve the State's recommendation for 78% Homestead Credit, 100% Elderly & Disabled Credit, and 100% Military Exemption for FY13. Motion carried.

12.250-Motion by Strub and second by Burke to approve First Reading of Ordinance XLIII – Amendment to the Zoning Ordinance and Map for Lot 1 NW¹/₄ NW¹/₄, Section 36-T98N-R6W, currently owned by Waukon Feed Ranch, from A-1 to C-1. Motion carried.

12.251-Motion by Strub and second by Burke to waive the second and third readings of Ordinance XLIII. Motion carried.

12.252-Motion by Burke and second by Strub to approve First Reading of Ordinance XLIV – Amendment to the Zoning Ordinance and Map for Lot 1 SE¹/₄ NE¹/₄, Section 26-T99N-R4W, currently owned by William Reed, from R-2 to A-1. Motion carried.

12.253-Motion by Burke and second by Strub to waive second and third readings of Ordinance XLIV. Motion carried.

Board adjourned to meet on Monday, July 9, 2012 at 9:00am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JULY 9, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.253-Motion by Strub and second by Burke to approve agenda and minutes of July 2, 2012. Motion carried.

Board audited claims on file.

12.254-Motion by Burke and second by Strub to adopt Ordinance XLIII – Amendment to the Zoning Ordinance and Map for Lot 1 NW¹/₄ NW¹/₄, Section 36-T98N-R6W, currently owned by Waukon Feed Ranch, from A-1 to C-1. Motion carried.

12.255-Motion by Burke and second by Strub to adopt Ordinance XLIV – Amendment to the Zoning Ordinance and Map for Lot 1 SE¹/₄ NE¹/₄, Section 26-T99N-R4W, currently owned by William Reed, from R-2 to A-1. Motion carried.

12.256-Motion by Burke and second by Strub to approve Karen Anne Lonning and Charles D Lonning & Sons LLC Subdivision Plat. Motion carried.

12.257-Motion by Strub and second by Burke to approve Jacob G & Phyllis D Jonkman Subdivision Plat. Motion carried.

12.258-Motion by Strub and second by Burke to approve Palmer V Halverson Subdivision Plat. Motion carried.

12.259-Motion by Burke and second by Strub to approve transfer of \$9,050 from General Basic Fund to Emergency Medical Services (EMS) Fund. Motion carried.

12.260-Motion Burke and second by Strub to accept and place on file the Auditor's Quarterly Report. Motion carried.

Scott Brown present.

12.261-Motion by Burke and second by Strub to set date of July 30, 2012 at 9:30 am for Public Hearing to Vacate an Easement for Public Highway for parcel at 1176 Collins Ridge Rd. Motion carried.

Kristie Kaeser, Gail Verthein, Mary Ament, County Sheriff Tim Heiderscheit, Jan Heikes, Mary Egan, Martha Olson, Kim Waters, Bill Adam and Jan Ellingson present.

12.262-Motion by Strub and second by Burke to sign Covenant FY13 Contract. Motion carried.

Discussion was held on Mental Health & Disabilities Re-design.

12.263-Motion by Strub and second by Burke to approve and sign the Continuation of Waiting List Letter. Motion carried.

Board adjourned to meet on Monday, July 16, 2012. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Christine M. Gavin, 1st Deputy Auditor

Minutes of the Allamakee County Conservation Board

****This was not a regular Board of Supervisors meeting, but was posted that Supervisors attended the Conservation Board meeting. These are minutes from the Conservation Board meeting.**

The Allamakee County Conservation Board meet in regular session at 1:00 P.M. Tuesday July 10, 2012 at the Columbus Bridge Property located at 1978 Great River Road. The July 2012 meeting had been moved from the first Tuesday of the month due to Board Member and staff scheduling conflicts with the first Tuesday falling on July 3rd. The meeting was held at the Columbus Bridge Property to discuss development planning with the Allamakee County Board of Supervisors and the public. Thirty five people were in attendance. Conservation Board Members present were Dennis Blocker, Dave Carroll, Marilyn Clark, Bill Moody, and Gary Soper. Present from the Allamakee County Board of Supervisors included Lennie Burke, Sherry Strub, and Larry Schellhammer. Other Allamakee County representatives in attendance included Allamakee County Engineer Brian Ridenour, Allamakee Attorney Jill Kistler, Planning and Development Coordinator Tom Blake, and Economic Development Director Laura Olson. Also present were Conservation Board Staff Members Jim Janett and Jarrod Olson. Executive Director of the area RC&D Executive Director Lora Freist was attending. Allamakee County Community Foundation members present included Bruce Re Vior and Brian Houlihan. Present were Allamakee County Conservation Foundation members Dave Duncklee, Clem Schulte, and Jane Regan. Regan also is Allamakee County's Representative on the Mississippi River Parkway Commission. Attending was Eastern Allamakee County Community Schools Superintendent Dale Crozier, Lansing Commercial Fishing Museum proprietor Karen Galema, Mark Moine from Gardner Architecture, Roger Mohn from Mohn Engineering, Lansing Main Street Matters Executive Director Sara Thompson. Attending was James Kerndt who is President of Kerndt Brothers Bank and also an adjoining landowner. Others attending included retired County Engineer Willaim Kerndt, Bruce Palmborg, Mary Palmborg, Joe Pap, Bill O'Connor, Ric Zarwell, Betty Zarwell, Judy Schild, and Sue Stirn.

The meeting was called to order at 1:00 P.M. and the minutes from the previous meeting were read and approved.

Claims and revenues were reviewed and approved by the Board. Ending balance summaries from the 2011-2012 Fiscal Year Budget were provided to the Board. The Board ended the fiscal year with a \$1,757.13 balance. The balance did not include Historical Society balances.

The Director provided the public attending the meeting a brief history of the Columbus Property ranging from the location first serving Allamakee County as a County Seat and the first District Court hearings held in Allamakee County being at this location. A summary of the recent use of the property was provided. This included the Board of Supervisors past decision to remove the structures from the property and the actions taken by the County Engineer and the Conservation Board to remove the structures, septic's, and well capping. The history of the current proposed development of the property was discussed. The development of the property as Driftless Area Education and Visitor was first identified to the Conservation Board in the REAP plan in the early 1990's. Since the Allamakee County Board of Supervisors transferred management of the property to the Allamakee County Conservation Board three years ago, the Conservation Board has had continued public input to develop the property as a visitor and education center. The Conservation Board has been moving forward with the development of an education and visitor center by obtaining planning grants and retaining engineering and architectural services. The Conservation Board had received two planning grants from the Allamakee County Community Foundation totaling \$12,000.00. These funds have been used for site planning including building design, topographic maps, and water and septic, and construction cost estimates for grants.

Planning and construction costs were discussed. Lora Friest representing RC&D had prepared and submitted a National Scenic Byway Grant for the construction of the Education and Visitor Center totaling 1.3 million, the projected total cost of the project was estimated at 2.2 million. The Board discussed submitting a \$700,000.00 REAP grant for the upcoming grant cycle for the project. How the REAP grant is written and the amount of the grant will differ based on if the National Scenic Byways Grant is funded. The Director indicated the body of the REAP grant will be similar and adjustments can be made in the budget section of the grant to accommodate grant funding announcements. Information was provided regarding the composition and efforts of the Allamakee County Conservation Foundation and their role in fundraising for the project.

The Conservation Board discussed the variance requested with the Board of Supervisors and Tom Blake. Blake discussed the basis for recommending to the Board of Adjustment not to approve the variance submitted to the Board of Adjustment for parking on County Road Right of Way. Blake indicated that the plans for the project would make a stronger application showing some onsite parking. Gardner Architecture Architect Mark Monie and project engineer Roger Mohn discussed different design options. Board of Supervisor Larry Shellhammer suggested conducting a project planning meeting with the necessary individuals to address submitting a variance that will address some onsite parking options. The Conservation Director will coordinate the meeting in the near future. Suggestions regarding reducing the size of the building were discussed, Lora Friest voiced concerns about changing the building to much could affect the National Scenic Byways Grant that has been submitted for the project.

The Board addressed questions from the public regarding the proposed project. Comments were positive and many offers were made to aid and assist the development of the project. People in attendance encouraged the Conservation Board to be diligent in pursuing the project and to notify them to attend any meetings that may require support for the project.

Updates were provided on Fish Habitat Grant's and project specifications. Permits were complete for phase one of the stream bank stabilization on the Columbus Property. Phase two funds may have to be turned back into the Fish Habitat Account due to issues with Rail Road compliance. Permits for stream bank stabilization projects for Volney Park and Phase I of Columbus have been filed and are waiting approval. The Director informed the Board that he hoped to complete the projects during the month of September depending on having optimum water levels. Bid specifications for rock and machine time will be completed.

Field operation items were presented to the Board. Items included painting of the exterior of the shop, minor high water debris removal, replacement of office AC unit, kiosk construction being completed at New Albin Park, and plans for placing steel on Harpers Ferry Bluffview shelter house and restroom.

The Board left the Columbus Bridge Property and viewed road #224 south of the Alliant Energy Power Plant. The Conservation Board has completed some clearing of the tree canopy along the road and will be competing more clearing in the future. The goal of the Conservation Board is to maintain a hiking trail on the roadway which extends approximately 1.75 miles. The Conservation Board asked the Board of Supervisors not to support any request in the future to vacate the road.

The next Conservation Board meeting will be held at 1:00 P.M. Tuesday August 7, 2012.

There being no additional business a motion was made by Carroll, second Clark, all in favor, motion carried. The meeting was adjourned at 3:30 P.M.

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JULY 16, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.264-Motion by Strub and second by Burke to approve agenda and minutes of July 9, 2012. Motion carried.

Mary Keatley, Lori Hesse, LuAnn rolling, Brian Ridenour, Linda Kruse, Rev Lonning, Jean Bossom, Jan Heikes, Nancy Everman, Mary Egan, Kim Waters, Marty Brennan, Tom Blake, and Jill Kistler present at various times during meeting.

During public comment time Mary Keatley asked questions about the mental health & disability services (MH/DS) redesign.

Lori Hesse presented the Treasurer's Semi-Annual and Annual reports for FY12, also informing the Board she has taken \$1.6 million out of investments this month to pay for warrants processed in July for expenses.

12.265-Motion by Strub and second by Burke to accept the Treasurer's Semi-Annual and Annual reports. Motion carried.

LuAnn Rolling presented the Watershed Inspections report from the viewing the Board was part of a few weeks ago. Rolling stated she had talked with engineer and weed commissioner and the work is being completed.

12.266-Motion by Strub and second by Burke to approve the Watershed Inspection report. Motion carried.

Linda Kruse, Rev Lonning and Jean Bossom presented their recommendation to hire Rebecca Hawes for the Allamakee County Assistance Office Manager/Relief Director position starting August 1, 2012 at the salary of \$27,300.

12.267-Motion by Strub and second by Burke to hire Rebecca Hawes, per Relief Director's recommendation, for the Allamakee County Assistance Office Manager/Relief Director position starting August 1, 2012, salary \$27,300. Motion carried.

Bids for the Brady Drive Bridge replacement project were opened and read as follows: K Construction \$258,512.74; Minnowa Construction \$312,551.20; Brennan Construction \$221,529.24. Engineer will look over bids and bring his recommendation back next week.

12.268-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Scott & Anne M Sanness. Motion carried.

RESOLUTION # 12.268
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
 Sanness, Scott & Ann M

WHEREAS, Sanness, Scott & Ann M, owner(s) as of the 16th day of July, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE1/4-NW1/4), LOT 1 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4-NE1/4) LOT 1 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4-SE1/4), AND LOT 1 OF LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE1/4-SW1/4); ALL OF SECTION 7, TOWNSHIP 100 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 16th day of July, 2012:

19. That the final subdivision plat submitted by Sanness, Scott & Ann M, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

20. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

21. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 16th day of July 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.269-Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Michael D & Cindy L Gibbs. Motion carried.

RESOLUTION # 12.269

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of

Gibbs, Michael D & Cindy L

WHEREAS, Gibbs, Michael D & Cindy L, owner(s) as of the 16th day of July, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4) AND LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW1/4-SE1/4); BOTH IN SECTION 2, TOWNSHIP 97 NORTH, RANGE 4 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 16th day of July, 2012:

1. That the final subdivision plat submitted by Gibbs, Michael D & Cindy L, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 16th day of July 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Jan Heikes told the Board she has been assigned to the transition committee for the MH/DS Redesign. Discussion continued on the redesign/regionalization of the MH/DS programs.

12.270-Motion by Strub and second by Burke to approve signing A Resolution of the Board of Supervisors of Allamakee County Approving Participation in Planning. Motion carried.

A RESOLUTION OF THE BOARD OF SUPERVISORS OF ALLAMAKEE COUNTY APPROVING PARTICIPATION IN PLANNING

WHEREAS, The Iowa Legislature has passed and the Iowa Governor has signed SF2315, an Act relating to Redesign of Publicly Funded Mental Health and Disability Services; and

WHEREAS, SF2315 expresses the intent of the legislature that Mental Health and Disability Services shall be provided by counties operating together as Regions; and

WHEREAS, the Allamakee County Board of Supervisors finds it is in the public's best interest to make informed decisions on entering into a Region based on sound planning; and

WHEREAS, the Counties in Northeast Iowa have begun planning for the Development and Delivery of Mental Health and Disability Services through a Regional Structure;

BE IT RESOLVED that Allamakee County commits to participate in the planning and development of the MH/DS Region in Northeast Iowa, in collaboration with other counties who have agreed to participate.

BE IT FURTHER RESOLVED that Allamakee County hereby authorizes the county CPC and delegate Board Supervisor and alternate to attend and participate in all planning meetings throughout the planning process.

BE IT FURTHER RESOLVED that Allamakee County understands that this is for planning purposes only and the decision to join a region would be made when a final 28E agreement has been proposed.

PASSED AND ADOPTED this 16th day of July, 2012.
Larry Schellhammer, Chairperson Board of Supervisors

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the Board of Supervisors of Allamakee County, Iowa, at a regular meeting held on 07/16/2012, by the following vote:

AYES: Burke, Strub, Schellhammer

NAYS: 0

ABSTENTIONS: 0

ABSENT: 0

ATTEST: Pam Benjegerdes, County Auditor

Jill Kistler asked the Board to go into closed session to discuss pending litigation with attorney Wes Huisinga by phone.

12.271-Motion by Burke and second by Strub to go into closed session per Iowa Code section 21.5(1)(c), to discuss pending litigation, at 11:03 am. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.272-Motion by Burke and second by Strub to go out of closed session at 12:00 pm. Burke-aye, Strub-aye, Schellhammer-aye. Motion carried.

12.273-Motion by Burke and second by Strub to table decision of proclamation due to date listed. Motion carried.

12.274-Motion by Burke and second by Strub to approve the disallowance of Homestead Credit and/or Military Exemption under provisions of Iowa Code, Chapters 425 & 426A, for: Arlen M or Leo V Bjerke; Mitchell S & Leah Brown; Richard C Brummond; Roberta R Dahlstrom; Howard Duffy; Darci L & Paul W Engelhardt; Judith S Feinstein; Terry Ann Fee; Efraim Eliezer Gerlitz; Allen R Handke; Larry J & Kathy A Jatho; Steven G Kolbach; Brian R Madigan; Judith K Manning; Mary K Mettelle; Linda E Nolting; James M Schulze; Scott K & Eileen F Smith; Shelly J Summerhays; Abraham Taichman; Robert Dean & Mary Lou Van Sickle; and Renee Wagner. Motion carried.

Board adjourned to meet on Monday, July 23, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JULY 23, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.275-Motion by Strub and second by Burke to approve agenda and minutes of July 19, 2012. Motion carried.

Kristi Hager, Mary Keatley, Dave Mooney, Jill Kistler, Jean Bossom, Brian Ridenour and Jane Regan present at meeting.

During public comment time discussion continued on the Mental Health Re-Design.

Dave Mooney asked the Board to consider hiring a part-time Saturday morning person. Mooney also volunteered his department could take over the mowing next year that the Board currently hires done. No decision was made on mowing.

12.276-Motion by Burke and second by Strub to place ad for part-time Saturday help at Solid Waste. Motion carried.

Jill Kistler had drawn up a resolution and application forms for approving firework permits, which the Board had asked her to look into. Proof of liability insurance is required, but Board would like in writing that it is specific for fireworks.

12.277-Motion by Strub and second by Burke to approve fireworks resolution and application, with the addition of liability insurance specific for fireworks. Motion carried.

Jean Bossom presented the FY12 year-end report showing how the IPDH grant was used in Allamakee County for Substance Abuse. Bossom also told the Board she will be applying for an Allamakee Community Foundation grant to help pay for food expenses at Family Day Dinner being sponsored by ASAP.

12.278-Motion by Burke and second by Strub to approve FY12 Substance Abuse Report for IDPH grant. Motion carried.

Brian Ridenour had looked over the bids from last week's letting for the Brady Drive Bridge Replacement project. There was a correction to Minnowa Construction's bid to read \$312,751.12. Ridenour recommends accepting Brennan Construction's low bid.

12.279-Motion by Burke and second by Strub to accept Brennan Construction's low bid of \$221,529.24, per Engineer's recommendation, for the Brady Drive Bridge Replacement project. Motion carried.

Alliant Energy would like to place a new entrance into their power plant. There will be no cost to the county to do this and Ridenour recommends approval of the entrance permit.

12.280-Motion by Strub and second by Burke to approve entrance permit for Alliant Energy, per Engineer's recommendation. Motion carried.

12.281-Motion by Strub and second by Burke to void outstanding warrant #101911. Motion carried.

12.282-Motion by Burke and second by Strub to sign letter of understanding with Hacker, Nelson & Co for FY12 audit. Motion carried.

12.283-Motion by Burke and second by Strub to accept Veteran Affairs Quarterly Report. Motion carried.

12.284-Motion by Burke and second by Strub to accept Recorder's Quarterly Report. Motion carried.

12.285-Motion by Strub and second by Burke to accept & place on file Scott Sanness manure management plan. Motion carried.

12.286-Motion by Burke and second by Strub to approve Knotty Pine liquor license. Motion carried.

Jane Regan gave updates on the county worker's compensation and linebacker insurance policies.

Board adjourned to meet on Monday, July 30, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JULY 30, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.287-Motion by Strub and second by Burke to approve agenda with the deletion of approve minutes of July 23, 2012. Motion carried.

Pat Ward and Mike Collins present.

12.288-Motion by Strub and second by Burke to accept and place on file the Wayne Webber Manure Management Plan Update. Motion carried.

Tom Blake present.

12.289-Motion by Strub and second by Burke to approve Steven J & Allison J Elwood Subdivision Plat. Motion carried.

12.290-Motion by Strub and second by Burke to approve Ronald L, Robert and Wendy Torson Subdivision Plat. Motion carried.

Max Grotegut and Scott Brown present.

12.291-Motion by Strub and second by Burke to sign the SPF-SIG Grant Contract with Helping Services. Motion carried.

Brian Ridenour present.

12.292-Motion by Burke and second by Strub to open the Public Hearing to Vacate easement for Public Hwy for parcel @ 1176 Collins Ridge Road. Motion carried.

Discussion was held on vacating a parcel @ 1176 Collins Ridge Road.

12.293-Motion by Strub and second by Burke to close the Public Hearing to Vacate easement for Public Hwy for parcel @ 1176 Collins Ridge Road. Motion carried.

Laura Olson present.

12.294-Motion by Burke and second by Strub to appoint Brian Ridenour to the Iowa Byways Coalition to serve out the rest of the year. Motion carried.

12.295-Motion Burke and second by Strub to appoint Brian Ridenour and Lennie Burke to the Driftless Area Scenic Byway Commission to serve out the rest of the year. Motion carried.

12.296-Motion by burke and second by Strub to approve and sign the Resolution for Bridge Embargo. Motion carried.

BRIDGE EMBARGO RESOLUTION

WHEREAS: The Board of Supervisors is empowered under authority of Sections 321.236 Sub. (8), 321.255 and 321.471 to 321.473 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

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

NOW, THEREFORE, BE IT RESOLVED by the Allamakee County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridges listed, as follows:

Structure No.	Feature Crossed	Location	Load Limit
18B1	Yellow River/ Volney East Bridge	Sec. 18 Linton Twp. Suttle Creek Rd.	39 Tons
26B2	Branch Yellow River/ Schaeffers Driveway Bridge	Sec. 26 Fairview Twp. Driveway Bridge off Ion Road	8 Tons
9C2	Branch Yellow River/ Forest Mills Bridge	Section 9 Franklin Twp. Smithfield Dr.	25 Tons
9C3	Branch Yellow River/ Nagel Bridge	Section 9 Franklin Twp. Smithfield Dr.	37 Tons
24C2	Branch Yellow River/ Kevin Dundee Lane	Section 24 Franklin Twp. Kevin Dundee Lane	15 Tons
3D4	Yellow River/ Livingood Bridge	Section 3 Post Twp. Livingood Springs Rd.	15 Tons
26G1	Paint Creek/ Schlitter Bridge	Section 26 Paint Creek Twp. Brady Dr.	25 Tons
27G1	Branch Paint Creek/ Brady Bridge	Section 27 Paint Creek Twp. Brady Dr.	16 Tons
14I1	Teeple Creek/ Bechtel Bridge	Section 14 Ludlow Twp. Picnic Woods Dr.	20 Tons
11K1	Marquette Creek/ Ash Acres Bridge	Section 11 La Fayette Twp. Private Entrance	7 Tons
18K1	Village Creek/ Doehler Bridge	Section 18 La Fayette Twp. Doehler Dr.	5 Tons
18K3	Village Creek/ Bennet Bridge	Section 18 La Fayette Twp. Lansing Harpers Rd.	37 Tons
19M1	Village Creek/ Green Valley Bridge	Section 19 Makee Twp. Green Valley Rd.	20 Tons
4R1	Bear Creek/ Bear Bridge	Section 4 Hanover Twp. Bear Creek Dr.	Closed
13R1	Mineral Creek/ Byrnes Bridge	Section 13 Hanover Twp. Mineral Creek Dr.	5 Tons
27T3	Clear Creek/ Bridge to IDNR	Section 27 Union City Twp. Dead End	20 Tons
35T2	Hartley Bridge/ Upper Iowa River	Section 35 Union City Twp. Hartley Dr.	5 Tons
7U1	Branch Waterloo Creek	Section 7 Waterloo Twp. Portland Prairie Dr.	23 Tons

Passed and approved this ____ day of _____, 2012.

ATTEST:

Larry Schellhammer, Chairperson
Board of Supervisors

Auditor

12.297-Motion by Burke and second by Strub to approve resurfacing of Old Rossville drive.
Motion carried.

Board tabled a decision on resurfacing Dorchester Drive.

Board adjourned to meet on Monday, August 6, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Christine M. Gavin, Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 6, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.298-Motion by Strub and second by Burke to approve agenda with deletion of 9:20am item and approve minutes from July 23, 2012 & July 30, 2012. Motion carried.

Tom Blake and Brian Ridenour present during meeting.

12.299-Motion by Strub and second by Burke to accept & place on file the manure management plan annual update for Gruber Ridge, LLC. Motion carried.

12.300-Motion by Strub and second by Burke to approve Sheriff's quarterly report. Motion carried.

12.301-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Burke Family Trust. Motion carried.

RESOLUTION # 12.301
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Burke Family Trust

WHEREAS, Burke Family Trust, owner(s) as of the 6th day of August, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER ALL IN SECTION 27, TOWNSHIP 98 NORTH, RANGE 3 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 6th day of August, 2012:

22. That the final subdivision plat submitted by Burke Family Trust, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

23. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

24. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for

recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 6th day of August 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.302-Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Donna Jean Wood. Motion carried.

RESOLUTION #12.302

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Wood, Donna Jean

WHEREAS, Wood, Donna Jean, owner(s) as of the 6th day of August, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND LOT 18 IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER ALL OF SECTION 15, TOWNSHIP 97 NORTH, RANGE 4 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 6th day of August, 2012:

1. That the final subdivision plat submitted by Wood, Donna Jean, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 6th day of August 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Brian Ridenour asked the board to sign an Iowa DOT Federal Aid Agreement for the Irish Hollow Bridge replacement project. This Federal Aid will pay for 80% of the project and the bid letting will be done by Iowa DOT.

12.303-Motion by Strub and second by Burke to sign IDOT Federal Aid Agreement for Irish Hollow Bridge project. Motion carried.

12.304-Motion by Burke and second by Strub to sign contract & bond with Brennan Construction for the Brady Drive bridge project for \$221,529.24. Motion carried.

Ridenour asked the Board to set letting date for the Mineral Creek Bridge Deck Replacement Project and also for an Asphalt Resurfacing Project on Dorchester Drive.

12.305-Motion by Burke and second by Strub to set Monday, August 20, 2012 at 9:30 am for the letting date of Mineral Creek Bridge Deck Replacement Project. Motion carried.

After much discussion on the asphalt project for a portion of Dorchester Dr, the Board decided to take no action at this time.

12.306-Motion by Burke and second by Strub to sign Resolution to Vacate a Public Highway Easement for a parcel at 1176 Collins Ridge Rd. Motion carried.

RESOLUTION TO VACATE EASEMENT FOR PUBLIC HIGHWAY

Allamakee County

Resolution No. 12.306

WHEREAS, On July 30, 2012 at 9:30 AM a hearing was held on the proposed vacation and closure of a portion of Allamakee County Secondary Road, described as follows:

Allamakee County to vacate an easement for public highway on a triangular shaped parcel southwest of the county road at 1176 Collins Ridge Road as described and recorded as Allamakee County Land Deed Record Book 84, Page 155 on January 8, 1958 except 50 feet each side of the centerline of Collins Ridge Road.

WHEREAS, No objections have been received, either in writing or by persons present.

NOW, THEREFORE BE IT RESOLVED by the Allamakee County Board of Supervisors that the subject sections of road be ordered vacated and closed.

Larry Schellhammer, Chairperson, County Board of Supervisors

ATTEST: Pam Benjegerdes, County Auditor

Date: August 6, 2012

Board plans on attending the UERPC Supervisor & Engineers Five-County Meeting in Cresco on Thursday, August 9, 2012.

Board adjourned to meet on Monday, August 13, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 13, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.307-Motion by Burke and second by Strub to approve agenda and minutes of August 6, 2012. Motion carried.

Mary Schulte, Pat Ward, Frank Gaines, Ken Reiser, Brian Ridenour, Ann Burckart, Tom Blake, Mary Egan and Shelly Howe present.

During public comment time, Board heard from Mary Schulte and Frank Gaines in regards to their tax statements received in the mail last week. Ann Burckart, county assessor, was in attendance to answer questions. Also, Ken Reiser asked the Board to consider putting a culvert on his road to take care of a large dip which makes it difficult to use large trailers, as they bottom out and/or scrap when going through. Board will look at this when viewing projects with the engineer later in the day.

12.308-Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for James L & Patricia Byrnes. Motion carried.

RESOLUTION # 12.308

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Byrnes, James L & Patricia

WHEREAS, Byrnes, James L & Patricia, owner(s) as of the 13th day of August, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4-NE1/4), LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4-NE1/4), AND LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE1/4-NE1/4); ALL IN SECTION 13, TOWNSHIP 99 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 13th day of August, 2012:

1. That the final subdivision plat submitted by Byrnes, James L & Patricia, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 13th day of August 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Last week Burke had asked to place discussion of 28E Agreement with Winneshiek County for CPC Director on the agenda. In the MH/DS Redesign, the cost per county will be based upon population and Burke would like to discuss this option with Winneshiek County for the current 28E Agreement in place. Currently the costs are shared 50/50, although Winneshiek County has a population of 21,056 compared to Allamakee County's 14,330. Board asked Mary Egan to work with Auditor for additional figures on this.

Shelly Howe, new director of Upper Explorerland Regional Planning Commission (UERPC) gave the Board an update of ongoing projects at UERPC and also an overview of the services have available for counties & cities.

Board adjourned the regular meeting to view projects with engineer and will convene again on Monday, August 20, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 20, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.309 – Motion by Burke and second by Strub to approve agenda and minutes of August 13, 2012. Motion carried.

Frank Gaines, Ann Burckart, Chris Van Gerpen, Dave Mooney, Brad & Vicki Bloxham, Brian Ridenour, Nate Riordan, Marty Brennan, Troy Gress, Tim Heiderscheit and Clark Mellick present throughout meeting.

Ann Burckart introduced Chris Van Gerpen, new employee in the Assessor's Office, during public comment time.

Dave Mooney recommends hiring Wayne Stone for the five hour shift on Saturday mornings starting this week, August 25th @ \$11.00/hour with no benefits at the Solid Waste department.

12.310 – Motion by Strub and second by Burke to hire Wayne Stone as a permanent, part-time employee with Solid Waste starting August 25, 2012 for 5 hrs per week at \$11.00/hr with no benefits. Motion carried.

Mowing at the county farm/sheriff's bldg/solid waste was discussed. Board will check with Dave Schmelzer about next year's pricing.

12.311 – Motion by Strub and second by Burke to approve Title VI Non-Discrimination Agreement between Iowa department of Transportation and Allamakee County. Motion carried.

Brad Bloxham voiced concerns about the continuation of "open range" on Mineral Creek Dr and wonders who will be liable if a cow gets hit. Bloxham's do maintain a pit grate and also a cattle gate at their expense on their property, but have had close calls with the cattle. Ridenour stated that Schulte's will be helping pay for the pit grate to be put in as they wish to continue the "open range" that is in existence currently. Schellhammer asked if the farmer is liable in an "open range" situation. Ridenour will consult with the county attorney on the matter. Ridenour stated Mrs. Schulte still needs to sign the temporary easement for access agreement, but felt we should go ahead with the letting.

Bids for the Mineral Creek Bridge Deck Replacement were opened and read as follows: Brennan Construction \$97,414.00; Iowa Bridge & Culvert \$114,488.80; and K Construction \$133,797.46. Engineer will check bids over and bring back recommendation next week.

Bids for 16,200 gallons of LP (includes Secondary Roads, Conservation & Solid Waste departments) were opened and read as follows: Ag-Vantage FS \$1.229/gallon; Fauser Energy Resources \$1.079/gallon; Postville Farmers Coop \$1.12/gallon; Waukon Feed Ranch \$1.12/gallon; and Welch Inc \$1.15/gallon.

12.312 – Motion by Strub and second by Burke to accept Fauser Energy Resources low bid of \$1.079/gallon for 16,200 gallons of LP, total bid \$17,479.80. Motion carried.

12.313 – Motion by Strub and second by Burke to accept Cynthia Reinke’s resignation from the Allamakee County Sheriff’s Office and was effective August 8, 2012. Motion carried.

12.314 – Motion by Burke and second by Strub to approve Tax List Adjustments for Mary Lou Schulte and also for Billy L & Karen G Alexander. Motion carried.

Burke stated he had talked with the county attorney on the Raw Milk Permits and asked her to get an attorney general’s opinion on the subject. Burke feels the DOT permit already gives the haulers permission to transport the milk on county roads and we do not need to charge for this. Strub agreed the DOT permit allows for transport. Ridenour has received applications for permits and is holding them for processing until decision is made.

Tim Heiderscheit informed the Board he has advertised for a dispatcher to replace Reinke. Also, during budget time it was discussed to hire a new deputy to have in place prior to Heiderscheit’s retirement. Interviews have been held by the committee and Heiderscheit recommends hiring Reed Kious as the new Sheriff Deputy starting October 1, 2012.

12.314 – Motion by Strub and second by Burke to hire Reed Kious as Sheriff’s Deputy starting October 1, 2012. Motion carried.

Board adjourned to meet on Monday, August 27, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 27, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.135 – Motion by Strub and second by Schellhammer to approve agenda and minutes of August 20, 2012. Motion carried.

Laura Olson, Bruce Palmborg, Vicki Bloxham & Brian Ridenour present.

During public comment time, Laura Olson invited the Board to the Allamakee County Economic Development annual meeting on Sept 27th in Harpers Ferry.

Bruce Palmborg, Main Street Lansing, asked the Board to sign the Request for Reimbursement for the grant received back in December 2010 as Molly Naumann, consultant, has completed the research for the historical and architectural significance of the buildings along Main Street. The next step in the process will be to seek a grant to hire a consultant to nominate this area of Main Street to the National Register of Historic Places, and asked the Board to sign the grant application.

12.136 – Motion by Burke and second by Strub to sign the CLG Grant Project Request for Reimbursement for \$11,345.14 for Grant # 2011-01. Motion carried.

12.137 – Motion by Burke and second by Strub to sign the CLG Grant Application for the Nomination of the Historical Commercial District of Lansing, Iowa, to the National Register of Historic Places Project. Motion carried.

Brian Ridenour has checked the bids from last week's Mineral Creek Drive Bridge Deck Replacement letting and recommends approval of Brennan Construction's low bid of \$97,414. He also informed the Board Rick & Sue Schulte have signed the temporary easement for the project. Vickie Bloxham was present and said they are okay with the open range continuing, so the bridge may be replaced.

12.138 – Motion by Burke and second by Strub to approve Brennan Construction's low bid of \$97,414 for the Mineral Creek Drive Bridge Deck Replacement project. Motion carried.

Discussion continued on the Raw Milk Permit with Burke and Strub stating they feel the State permit is enough. Board is waiting for an opinion from the attorney general and tabled making a decision at this time.

12.139 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Kenneth Reiser. Motion carried.

RESOLUTION # 12.139
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Reiser, Kenneth

WHEREAS, Reiser, Kenneth, owner(s) as of the 27th day of August, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 3 OF LOT 1 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 99 NORTH, RANGE 5 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 27th day of August, 2012:

25. That the final subdivision plat submitted by Reiser, Kenneth, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

26. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

27. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 27th day of August 2012.

Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, County Auditor

12.140 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Cynthia L Luster. Motion carried.

RESOLUTION # 12.140
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Luster, Cynthia L

WHEREAS, Luster, Cynthia L, owner(s) as of the 27th day of August, 2012, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4-NE1/4), LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4-NE1/4), LOT A IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW1/4-NE1/4) AND LOT 1 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE1/4-NE1/4); ALL IN SECTION 25 TOWNSHIP 96, RANGE 4 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 27th day of August, 2012:

1. That the final subdivision plat submitted by Luster, Cynthia L, located in Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 27th day of August 2012.

Larry Schellhammer, Chairperson Attest: Pam Benjegerdes, County Auditor

12.141 – Motion by Strub and second by Burke to accept and place on file the Manure Management Plan Annual Updates for Mike Klinge and also for Progressive Ag. Motion carried.

12.142 – Motion by Burke and second by Strub to void outstanding warrant #166053 from FY12. Motion carried.

Board adjourned to meet on Tuesday, September 4, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, SEPTEMBER 4, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.143 – Motion by Strub and second by Burke to approve agenda and minutes of August 27, 2012. Motion carried.

Bill Munchoff was present during public comment time in regards to his property taxes and the way ag land is valued. Ann Burckart stated there is no adjustment process in place at this time, but may be in the future.

Also during public comment, Brian Ridenour and the Board have had calls from Rick Schulte about the Mineral Creek Bridge Replacement project. Ridenour plans to continue with project as we do have the signed temporary easement and the neighboring land owners are in agreement.

Department head meeting was held with updates given by Jill Kistler, Ann Burckart, Heather Homewood, Mike Gallagher, Jean Bossom, Jan Heikes, Kim Waters, Deb Winke, Lori Hesse and Brian Ridenour.

Mary Schulte was present and read a letter she had written to the Board about her property on 8th Ave NW, Waukon, also stating she did not want to accept the tax adjustment passed by the Board on August 20th. Schulte has paid the original amount, leaving an \$8 overpayment for the 1st half of taxes. Lori Hesse said her office can either send a refund check for the \$8 or apply the credit to future payments. Jill Kistler said the county has done everything within their power in regards to the 8th Ave properties and further disputes will need to be taken to district court. Kistler also feels the county should refund the overpayment, since the adjustment has been made, leaving it up to Schulte if she wishes to cash the check or not.

12.144 – Motion by Strub and second by Burke to have Treasurer issue refund check to Mary Schulte for the \$8 overpayment for her 1st half taxes. Motion carried.

Mike Gallagher would like to fill the 3-1/2 hr part-time position that has been vacant within the custodial department.

12.145 – Motion by Burke and second by Strub to advertise the opening for the vacant 3-1/2 hour part-time position in the custodial department. Motion carried.

Jan Heikes and Mary Egan presented the Board with the information Burke had asked for in regards to breakdown of costs between Winneshiek and Allamakee counties CPC office and the 28E agreement in place. No decision was made at this time.

12.146 – Motion by Burke and second by Strub to approve resolution for temporary road closure for Brady Drive. Motion carried.

Resolution #12.146 – Temporary Road Closure for Brady Drive

WHEREAS, the 2011 Code of Iowa, Chapter 306, Section 41, authorized the temporary closure of sections of highway for construction and

WHEREAS, it is desirable to perform construction and/or maintenance on the below listed road in Allamakee County:

1. Project #L-27G1—73-03: A portion of Brady Drive located in the SE¼ SW¼ Section 27-T97N-R4W, Paint Creek Twp.

The above described road will be temporarily closed during the period of construction and/or maintenance effective September 4, 2012 and barricades will be placed at each end of the section of roadway with signs stating "ROAD CLOSED".

This resolution does not prohibit or deny any person from gaining lawful access to his or her property or residence along said county right-of-way.

Dated this 4th day of September, 2012.

Larry Schellhammer, Chairperson

Sherry Strub, Member

Lennie Burke, Member

Attest: Pam Benjegerdes, Auditor

Ridenour had asked about the raw milk permits and Auditor stated the Attorney is still waiting on a response from the AG's Office.

Heather Homewood would like to relocate the Veterans Affairs Office back in the courthouse and also have the Veterans Affairs Counselor in the same office, to better serve their clients and make their programs more efficient. The office space currently occupied by DHS would allow enough space for this move, while relocating DHS to the current Veterans office will still give them a two room office and will be housed in same building as the County Relief Office. Board would like to see the move completed by October 1.

12.147 – Motion by Burke and second by Strub to send letter to DHS in regards to relocation of office space for DHS and Veterans Affairs. Motion carried.

Board adjourned to meet for their regularly scheduled meeting on Monday, September 10, 2012 at 9:00 am, and are also invited to attend a regional meeting on Mental Health redesign in Elkader on Thursday, September 06, 2012. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, SEPTEMBER 10, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.148 – Motion by Strub and second by Burke to approve agenda and minutes of September 4, 2012. Motion carried.

Brian Ridenour, Jean Bossom and Jill Kistler present at various times during meeting.

12.149 – Motion by Burke and second by Strub to sign contract and bond with Brennan Construction for the Mineral Creek Drive Bridge Deck Replacement project in the amount of \$97,414. Motion carried.

Jill Kistler would like the Board to sign a resolution authorizing the County Auditor as signator for the \$10,000 Certificate of Deposit ASAP has at Fidelity Bank. The Board had authorized and Barb Winters, former ASAP director, had filled out the paperwork for the change a few months ago, but Fidelity cannot locate the paperwork.

12.150 – Motion by Strub and second by Burke to approve Resolution Changing Authorized Signator on Allamakee County Substance Abuse Board CD at Fidelity Bank and Trust. Motion carried.

RESOLUTION # 12.150

RESOLUTION CHANGING AUTHORIZED SIGNATOR ON ALLAMAKEE COUNTY SUBSTANCE
ABUSE BOARD CD AT FIDELITY BANK AND TRUST

WHEREAS, on March 3, 1998 a Ten Thousand Dollar (\$10,000) Certificate of Deposit was issued to the Allamakee County Substance Abuse Board by Fidelity Bank and Trust (Citizens State Bank Inc.). This CD remains on deposit with Fidelity Bank and Trust to this date, under account number 111804. An interest check on this CD is issued to the Allamakee County Substance Abuse Board every 182 days, the amount of which is based on the interest rate set for that period.

WHEREAS, the only individual permitted to receive information on and/or make financial modifications/decisions regarding this CD is the person who is listed as the current signator of the account by the bank.

WHEREAS, several months ago the County Attorney escorted the most recent signator, former ASAP Board Director Barbara Winters, to Fidelity Bank and Trust in Waukon, Iowa, where paperwork was completed to change the authorized signator on the account to the County Auditor.

WHEREAS, in August of 2012 it was discovered that former ASAP Board Director Barbara Winters was still listed as the authorized signator on the account. Upon inquiry, it was revealed that Fidelity Bank and Trust could not locate the paperwork completed at the bank a few months prior, which had changed the authorized signator on account number 111804 to the County Auditor.

WHEREAS, the previous authorized account signator is no longer employed with Allamakee County.

WHEREAS, Fidelity Bank and Trust has informed the County Attorney that it will implement the requested change of signator on the account if the Allamakee County Board of Supervisors issues a resolution authorizing the bank to do so.

BE IT THEREFORE RESOLVED THAT the County Board of Supervisors finds good cause to change the signator on Fidelity Bank and Trust (Citizens State Bank, Inc.) account number 111804, and does hereby formally request that Fidelity Bank and Trust change the authorized signator on account 111804 from Former ASAP Board Director Barbara Winters to current County Auditor Pamela Benjegerdes.

BE IT FURTHER RESOLVED THAT in the future, any individual then acting as the current Allamakee County Auditor shall be deemed an authorized signator for the ASAP Board CD, which on this date is currently located at Fidelity Bank and Trust.

PASSED AND ADOPTED THIS 10th day of September, 2012.

Larry Schellhammer, Chairperson

ATTEST: Pam Benjegerdes, County Auditor

Board adjourned to meet on Monday, September 17, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, SEPTEMBER 17, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.151 – Motion by Strub and second by Burke to approve agenda and minutes of September 10, 2012. Motion carried.

Brian Ridenour, Marlene Duffy, Joellyn Buckmaster, Dick Newcomer, Richard Roeder, Bill Burke, Raleigh Buckmaster, James Janett, Sibil Enzugusi, Dan Kovoichich, Laura Olson, Brian Fankhauser, Dave Mooney, John O'Hara, Ray Wagner, Doug Mullen, Clark Mellick, Tim Heiderscheit, Duane Leppert, Tom Blake, Heather Homewood & Jeff Mitchell present.

During public comment time, Jeff Mitchell, Allamakee County's medical examiner investigator, briefed the Board on when autopsies are required and why there has been an increase in costs. Also, Heather Homewood inquired if any response to the letter sent to DHS on moving of office space. Schellhammer has been contacted and someone from DHS will be coming to look at the spaces.

Raleigh Buckmaster addressed the Board about work being done on Road #527 (Alliant Access Rd) by the conservation and secondary road departments. Jim Janett said the Conservation Board has had several requests by the public over the years and plans are for a walking/hiking trail on Road #527. Brian Ridenour informed the Board the road cannot be gated or restricted from motor vehicle traffic as it's currently a level "A" road, and would have to have a public hearing to change this rating, along with an ordinance amendment. Buckmaster also voiced concerns on the sandy loam soil and how it will stand up to increased traffic, then asked the Board to stop this project while they check into the unintended consequences which could occur as a result of this project.

12.152 – Motion by Burke and second by Strub to accept and place on file the Official Report of the County Highway Engineer FY2012. Motion carried.

Tim Heiderscheit and Clark Mellick informed the Board the annual Jail Inspection was done and the county is mandated to put in a separate space as an exercise area. Schellhammer, buildings supervisor, will meet with Sheriff and look into options.

12.153 – Motion by Strub and second by Burke to approve Sporty's liquor license. Motion carried.

Tom Blake told the Board the Planning & Zoning Commission term Doug Mullen was appointed to fill the vacancy for will expire Sept 30, 2012. Mullen said he would like to continue on the Commission. Marlene Duffy has also filled out an application for the Planning & Zoning Commission opening. Duffy stated she would have to do a lot homework, but is willing to commit the time. Buckmaster stated he thought knowledge and experience should be taken into consideration for the appointment. John O'Hara agreed Mullen has knowledge and has done a good job. Strub mentioned the gender balance for boards, but felt Mullen's experience and performance is important for the commission.

12.154 – Motion by Strub and second by Burke to re-appoint Doug Mullen to the Planning & Zoning Commission, term expiring 9/30/2017. Motion carried.

Last week the Board had asked auditor to write a letter to Winneshiek County in regards to amending the 28E Agreement for the CPC director.

12.155 – Motion by Burke and second by Strub to table any further decisions and approve Chairperson Schellhammer to sign letter to Winneshiek County Board of Supervisors in regards to amending the CPC Director 28E Agreement. Motion carried.

Board adjourned to meet on Wednesday, September 19, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, SEPTEMBER 19, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.156 – Motion by Burke and second by Strub to approve agenda. Motion carried.

Brian Ridenour and Jim Janett present.

12.157 – Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Jason C & Shari Brink. Motion carried.

Brian Ridenour updated the Board on secondary road projects around the county. Raleigh Buckmaster has been in contact with Ridenour and would like the Board to come view a portion of road he would like vacated, a separate area than was discussed on Monday, Sept 17th.

Further discussion was held to clarify questions and information about the road #527 project. Conservation is continuing to take rocks out of the roadway and will seed it with a waterway mix yet this fall

Janett invited the Board to a field day with Conservation to view other projects in the county on October 2nd.

Board adjourned to meet on Monday, September 24, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, SEPTEMBER 24, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.158 – Motion by Strub and second by Burke to approve agenda and minutes of September 17, 2012 and September 19, 2012. Motion carried.

During public comment time, office space within the courthouse was discussed.

Kim Waters, Marlene Duffy, John & Bonnie Smola, Mike Gallagher, Karen Pratte, Dick Newcomer, Brian Ridenour, Doug Mullen, John O'Hara, Tom Blake and Jill Kistler present.

12.159 – Motion by Strub and second by Burke to accept Case Management Actual Cost Report for FY12. Motion carried.

The county's contract with Waste Management for the courthouse dumpster is coming up for renewal. Mike Gallagher had received quotes from Town & Country Sanitation for dumpster and would like the board to consider going with option #2, which includes the garbage dumpster being picked up twice a week and recycling once a week for a total cost of \$175.00 per month.

12.160 – Motion by Strub and second by Burke to approve Town & Country Sanitation's Option #2 quote for a 3 yr contract for courthouse garbage and recycling. Motion carried.

Gallagher has not had time to hold interviews for the part-time janitorial position, so Board tabled until next week.

12.161 – Motion by Strub and second by Burke to approve Resolution for Temporary road Closure of Mineral Creek Drive. Motion carried.

12.162 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for James W Dyer Revocable Trust & Rhea Suzanne Dyer Revocable Trust. Motion carried.

12.163 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Roger T Bothum. Motion carried.

12.164 - Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Richard A & Debra L Moose. Motion carried.

12.165 - Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Elmer James & Marcia Rush. Motion carried.

12.166 - Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Wesley & Brenda Lawson. Motion carried.

12.167 – Motion by Burke and second by Strub to accept and place on file the First Judicial District Department of Correctional Services FY12 Balance Sheet. Motion carried.

Last week Board had re-appointed Doug Mullen to the Planning & Zoning Commission. Board members have received questions on the gender balance of boards and also if the Board tried in good-faith to find a female. Board said Mullen has more qualifications than the other applicant, but said the good-faith effort is in question. Appointment will stand until more information is gathered. Kistler will research further and get an attorney general's opinion on gender balance.

Board adjourned to meet on Monday, October 1, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 1, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.168 – Motion by Strub and second by Burke to approve agenda and minutes of September 24, 2012. Motion carried.

John Colsch, Virginia Moore, Jerome Colsch, Denise Colsch, Jill Colsch, Rick Zarwell, Rose Zoll, Myrna Colsch, Daniel Colsch, Mary Keatley, Dan Liddiard, Dave Martin, Tom Blake, Erin VanWaus, MJ Hatfield, Bruce Colsch, Amy Kauten, Mike Gallagher, Bonnie Smola, John Smola, Linda Zuercher, David Anderson, Mark Sylla, Rick Frick, Jim Janett, Gary Thomas, Sara Thomas, Doug Mullen, Paula Rehahn-Hill, and Laurie Moody present.

During public comment time, several people asked questions about the 10:05 am agenda item with Minnesota Mining Co. They asked the Board to please slow down and take time to consider the impact this will have on Allamakee County. Tom Blake said there is a Board of Adjustment public hearing tentatively set for October 24th. The Board of Adjustment is the authority on the Conditional Use Permit that must be issued for this process.

Dan Liddiard and Dave Martin, representing the area fire chiefs, expressed their concern about the fireworks permit the Board adopted a few months ago and the liability issue the fire chiefs have when signing the permits. They would like to be named in the insurance policy and the hold harmless agreement each applicant presents. Liddiard and Martin also wondered if they are to have special training to sign the permits. Board will talk with county attorney and emergency management. No decision made at this time.

Mike Gallagher had advertised to hire a part-time custodian. He would like to hire Jason White, who does have his boiler certificate and experience requested in the ad.

12.169 – Motion by Burke and second by Strub to approve hiring Jason White at \$12.50 per hour with no benefits for 17.5 hours/week, beginning October 4, 2012. Motion carried.

Board continued the discussion of office space issues. Amy Kauten, Veterans Affairs secretary, said they need room to store equipment & supplies that are currently kept at the Vet's Club along with more space for confidentiality. Board tabled a decision at this time and will talk further with departments and their needs.

Jill Kistler has heard from the Attorney General on the on-going Raw Milk Permit issue. The Board of Supervisors does have to pass a resolution to issue a county raw milk permit, but can then appoint engineer's office to do this. The Code of Iowa leaves the decision to issue county raw milk permits to the individual counties.

12.170 – Motion by Burke and second by Strub to sign Resolution Declining to Adopt a Requirement for County Issued Raw Milk Transporter's Permits. Motion carried.

RESOLUTION 12.170

RESOLUTION DECLINING TO ADOPT A REQUIREMENT FOR COUNTY ISSUED RAW MILK
TRANSPORTER'S PERMITS

WHEREAS, Iowa code Section 321E.29(A), Raw Milk Transporters, provides that: "The department or a local authority may issue annual permits authorizing a raw milk transporter to transport by motor truck raw milk to or from a milk plant, receiving station, or transfer station. The combined gross weight or gross weight on any axle or group of axles of the motor truck shall not exceed the limits established under section 321.463. The issuing authority may specify weight limits or routes for each raw milk transporter or establish weight limits or routes under section 321E.8.

WHEREAS, the Allamakee County Board of Supervisors has decided to not issue County Raw Milk Transporter's Permits, but to recognize a valid State of Iowa Department of Transportation Raw Milk Transporter's Permit as valid for the Allamakee County Secondary Road System and;

WHEREAS, the combined gross weight or gross weight on any axle or groups of axles of milk motor truck shall not exceed the limits established under Iowa Code Section 321.463; and

WHEREAS, although Allamakee County is not requiring a separate county Raw Milk Transporter's Permit, other cities and/or counties may require these types of permits and it is the milk transporters responsibility to check on the requirements of other jurisdictions they may be traveling through.

BE IT RESOLVED THAT pursuant to Iowa Code Section 321E.29(A), Allamakee County is deciding NOT to exercise its right to impose the requirement that Raw Milk Transporters traveling on Allamakee County's Secondary Road System have a County Raw Milk Transporter's Permit.

BE IT FURTHER RESOLVED THAT the Allamakee County engineer will not issue County Raw Milk Transporters Permits and the Board of Supervisors will recognize valid State of Iowa Raw Milk Permits as valid for the Allamakee County Secondary Road System as described within this resolution.

PASSED AND ADOPTED THIS 1st day of October, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.171 – Motion by Strub and second by Burke to accept and place on file the Manure Management Plan Annual Updates for W&M Ag, LLC, Link #3, and DeSu Holsteins. Motion carried.

Mark Sylla and Rick Frick introduced themselves and the process of open pit mining which the company they work for has applied for a conditional use permit with the Board of Adjustment. This mine would be located in Iowa township. Sylla & Frick said their company will hold informational meetings for the public and assured those in attendance safety is a huge concern of the company. Brian Ridenour has written a letter with concerns and has sent copies to Tom Blake, Jill Kistler and the Board of Supervisors.

Board is invited to attend the Allamakee County Conservation Commission's meeting on Tuesday, October 2, 2012.

Board adjourned to meet for their regular meeting on Monday, October 8, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 8, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.172 – Motion by Strub and second by Burke to approve agenda, with deletion of 9:45 am item, and minutes from October 1, 2012. Motion carried.

Department head meeting was held with various departments reporting.

Mike Gallagher & Laurie Moody have done radon tests on the 1st floor of the courthouse and levels have come back higher than the normal. Bob Hibbing of Inspector House Calls, LLC has evaluated the situation and proposed a plan to reduce the concentration of radon gas, also known as radon mitigation.

12.173 – Motion by Burke and second by Strub to approve Bob Hibbing, Inspector House Calls, LLC proposal for radon gas mitigation. Motion carried.

Tim Heiderscheit & Clark Mellick informed the Board the interview process has been completed for the 911 dispatcher/jailer job that was advertised, and recommend hiring Carley Looney. The Sheriff's Dept has also received notice Connie Schneden will be resigning effective January 30, 2013 and they will be hiring for that position out of the pool of applications received for the previous posting.

12.174 – Motion by Strub and second by Burke to hire Carley Looney as full-time 911 dispatcher/jailer starting October 21, 2012 at \$12.54/hour with benefits. Motion carried.

12.175 – Motion by Burke and second by Strub to accept Connie Schneden's resignation from the 911 dispatcher/jailer position effective January 30, 2013. Motion carried.

Jill Kistler presented the Quit claim Deed from Allamakee County to The City of Waukon for the land under Waukon City Hall and the alley behind connecting 1st Ave NE to 2nd Ave NE. Included, is the stipulation that the land remain devoted to some public use and it that ceases the lots will revert back to the county. When the Quit Claim Deed is recorded, the city will pay the remaining balance owed to the county for the paving project of the alley.

12.176 – Motion by Burke and second by Strub to sign Quit Claim Deed from Allamakee County, Iowa to The City of Waukon, Iowa for land under Waukon City Hall and the alley behind which connects 1st Ave NE to 2nd Ave NE (plat recorded June 18, 2012 in Book A-2, Pages 338-230) and the City of Waukon will pay remaining \$5,852.16 balance owed to county, for paving project of the alley, when deed is recorded. Motion carried.

Gundersen Lutheran Hospital called in to discuss future care of a patient who is a resident of Allamakee County historically. Gundersen Lutheran has been in contact with John Ellingson, DHS and Jan Heikes, CPC but this individual does not meet the criteria of either program, and Gundersen Lutheran is wondering if the individual would meet the General Relief guidelines of

the county. No decision was made at this time and all agencies involved will continue communications.

12.177 – Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Arthur Nelson. Motion carried.

RESOLUTION # 12.177
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Nelson, Arthur

WHEREAS, Nelson, Arthur, owner(s) as of the 8TH DAY OF OCTOBER, has submitted the attached Final Plat and supporting documents representing: LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4-NW1/4) AND LOT 2 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4-NW1/4), BOTH IN SECTION 36, TOWNSHIP 97 NORTH, RANGE 4 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 8TH DAY OF OCTOBER, 2012:

1. That the final subdivision plat submitted by in Nelson, Arthur, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 8TH DAY OF OCTOBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Board adjourned to meet on Monday, October 15, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor.

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 15, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.178 – Motion by Strub and second by Burke to approve agenda and minutes of October 8, 2012. Motion carried.

John Smola, Tom Blake, Brian Ridenour & Richard Kittleson present.

During public comment time John Smola gave information to the Board on the aquifer layers and how they could be effected by the proposed sand mine. Smola asked the Board to consider a moratorium to slow the process down and have a chance to amend the Zoning Ordinance.

12.179 – Motion by Strub and second by Burke to accept the Recorder's Quarterly Report for July 1, 2012-September 30, 2012. Motion carried.

12.180 – Motion by Burke and second by Strub to approve transfer of \$45,224.43 from General Basic Fund to Secondary Road Fund and \$648,348.57 from Rural Services Fund to Secondary Road Fund. Motion carried.

The Allamakee County Board of Health has received a \$4,500 grant for the I-WALK/Safe Routes to School project in Postville and will engage the services of UERPC to complete the project on their behalf.

12.181 – Motion by Burke and second by Strub to approve lifting the MHDS Waiting List that was imposed in July for all 100% county funded services. Motion carried.

12.182 – Motion by Strub and second by Burke to sign the Technical Services Agreement between Allamakee County Board of Health, Allamakee County Board of Supervisors and Upper Explorerland Regional Planning Commission for the I-WALK/Safe Routes to School project in Postville.

Richard Kittleson, from RC&D in Postville, asked the Board for a letter of support for a grant they are applying for to help battle the Japanese Knotweed growing throughout the county, specifically the large infestation which has been located in the Paint Creek Watershed area.

12.183 – Motion by Burke and second by Strub to sign letter of support for RC&D grant application, for the eradication of the Japanese Knotweed infestation in Paint Creek Watershed area. Motion carried.

Board adjourned to meet on Monday, October 22, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 22, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.184 – Motion by Strub and second by Burke to approve agenda and minutes of October 15, 2012. Motion carried.

Ric Zarwell, Jack Knight, Jeff Abbas, Rick Meyer, Brian Mahoney, Will Ament, Laura Olson, Amanda Peterson, Tim Heiderscheid, Clark Mellick, Jill Kistler, John Ellingson & Jan Ellingson present at various times throughout meeting. Jan Heikes by phone.

Zarwell, Knight and Abbas voiced their concerns on the proposed sand mine application which had been submitted by Minnesota Mining, who has since withdrawn the application for now.

Rick Meyer gave an update on the funding campaign for the Robey Memorial Library Expansion Project with \$1,310,972 being raised to date. They have submitted their application for the Vision Iowa CAT Grant for \$200,000. Meyer also said they are proceeding with the bidding process for the project, with bids to be opened on Oct 31st. Meyer thanked the Board for their support.

Clark Mellick informed the Board the committee has finished their interviews for the 911 Dispatch/Jailer position and would recommend hiring Sarah Peck for the full-time position starting October 29, 2012.

12.185 – Motion by Burke and second by Strub to approve hiring Sarah Peck for the 911 Dispatch/Jailer full-time position, wage \$12.54/hr with benefits starting October 29, 2012. Motion carried.

12.186 – Motion by Burke and second by Strub to accept Sheriff's Quarterly Report ending September 30, 2012. Motion carried.

12.187 – Motion by Strub and second by Burke to accept Auditor's Quarterly Report ending September 30, 2012. Motion carried.

Jill Kistler presented an amended resolution for the issuance of fireworks permits which eliminates the need for the area fire chiefs to sign, and had a revised application taking the fire chief signature line off.

12.188 – Motion by Strub and second by Burke to approve Resolution Establishing Amended Requirements for Issuance of the Fireworks Permits and the new Fireworks Permit Application. Motion carried.

RESOLUTION:
ESTABLISHING AMENDED REQUIREMENTS FOR ISSUANCE OF FIREWORKS PERMITS

WHEREAS: The Board of Supervisors, Allamakee County, Iowa, is empowered under the authority of Section 331.304(9) and Section 727.2, Code of Iowa (2011), to grant a permit for the display of fireworks by municipalities, fair associations, amusement parks, and other organizations or groups of individuals approved by the Board of Supervisors, Allamakee County, Iowa, when such fireworks displays will be handled by a competent operator, and;

WHEREAS: The Board of Supervisors, Allamakee County, Iowa, desires to grant permits only when a competent person will be in charge of the fireworks display to provide for the safety of all concerned, and;

WHEREAS: On July 23, 2012, The Board of Supervisors adopted a Resolution establishing requirements for issuance of fireworks permits, which included the requirement of local fire chief approval, and;

WHEREAS: Local fire chiefs have expressed concern over this requirement in regards to their potential liability and the County Attorney has advised that the approval of fire chiefs is not something that necessarily needs to be included in the fireworks permit applications given the other safeguards and requirements.

NOW, THEREFORE BE IT RESOLVED by the Allamakee County Board of Supervisors, that new criteria should be and is HEREBY prescribed for the issuance of permits for the display of fireworks in Allamakee County, Iowa.

BE IT FURTHER RESOLVED that the following definitions be used:

Applicant: The person or group who is applying for the permit.

Board: The Allamakee County Board of Supervisors.

Fireworks: Any explosive composition, or combination of explosive substances, or articles prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation, to include: firecrackers, sky rockets, roman candles, or other fireworks of like construction. The term "fireworks" shall not include star-producing sparklers on wires, flitter sparklers in paper tubes, toy snakes which contain no mercury, or caps used in cap pistols.

Operator: A person trained in fireworks safety who will set up and explode the fireworks.

Sponsor: The group paying for or otherwise providing for the fireworks display.

BE IT FURTHER RESOLVED that the applicant shall submit an application in writing on the form attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED that the requirement that no permit shall be issued until the chief of the fire department having jurisdiction over the site of the fireworks display has approved the

location and fire prevention measures is hereby REMOVED from the application for fireworks permits.

BE IT FURTHER RESOLVED that no permit shall be issued unless liability insurance coverage specific to fireworks is procured to protect the applicant, sponsor, operator, and the public in an amount to be determined by the Board, but in no event less than \$500,000. Allamakee County shall be listed as an additional insured on the liability policy, as evidence by a Certificate of Insurance filed with the application for each display.

BE IT FURTHER RESOLVED that the applicant and the operator be persons of no less than eighteen (18) years of age on the date of the proposed fireworks display.

BE IT FURTHER RESOLVED that the operator must meet the following fireworks safety requirement:

- a. Be certified as a Display Fireworks Operator by the Pyrotechnics Guild International, Inc. Such certification involves formal fireworks safety training and working with a guild member on at least three formal fireworks displays, or;
- b. Possess a valid fireworks license issued by a state of the United States which requires formal safety training similar to that in a. above, or;
- c. Demonstrate an equivalent degree of formal fireworks safety training and experience to the satisfaction of the Board.

BE IT FURTHER RESOLVED that any fireworks that remain unexploded after the display shall be immediately disposed of or removed for storage or disposal in a safe manner by the operator who, upon the conclusion of the display, shall make a complete and thorough search for any unexploded fireworks or fuses thereof which have not exploded or functioned.

BE IT FURTHER RESOLVED that the Allamakee County Sheriff or his/her designee may suspend any permit issued pursuant to this resolution should he/she determine that the health, safety, and/or welfare of the public requires the suspension or should the applicant and/or operator fail to meet or follow the safety requirements as set out in this resolution.

BE IT FURTHER RESOLVED that if an application is denied, the Board will inform the applicant of the reason(s) for the denial. The applicant will then have the opportunity to amend the application before the date of the proposed event.

PASSED AND ADOPTED THIS 22nd day of September, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Gundersen Lutheran Hospital called the Board room to discuss the Allamakee County resident who is currently in the care of Gundersen Lutheran. No decision was made and Board asked Kistler and John Ellingson to get more information.

Board adjourned to meet on Thursday, October 25, 2012 at 6:30 am for a phone conference with Gundersen Lutheran Hospital. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, OCTOBER 25, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

Jill Kistler present.

Board had phone conference with Gundersen Lutheran Hospital concerning a patient who is an Allamakee County resident. Discussion will continue, along with more information gathering. No decisions made at this time.

Board adjourned to meet on Monday, October 29, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 29, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.189 – Motion by Strub and second by Burke to approve agenda and minutes of October 22, 2012 & October 25, 2012. Motion carried.

During public comment time, Raleigh Buckmaster asked if any updates on Road #527 (Alliant access road)? Board assured him nothing would happen without him being notified.

Discussion continued on the moving of offices. No decision was made at this time.

12.190 – Motion by Burke and second by Strub to approve Final Subdivision Plat for Bradley A & Joyce M Larkin and Dale H & Judith A Hartong. Motion carried.

RESOLUTION # 12.190

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Larkin, Bradley A & Joyce M and Hartong, Dale H & Judith A

WHEREAS, Larkin, Bradley A & Joyce M and Hartong, Dale H & Judith A, owner(s) as of the 29TH DAY OF OCTOBER, has submitted the attached Final Plat and supporting documents representing: LOT 1 AND LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 8, LOT 1 AND LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 8, LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 8, LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 7, LOT 4 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 7, AND LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 7, ALL I N TOWNSHIP 98 NORTH RANGE 4 WEST OF THE 5TH P.P. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 29TH DAY OF OCTOBER, 2012:

1. That the final subdivision plat submitted by in Larkin, Bradley A & Joyce M and Hartong, Dale H & Judith A, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County,

Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 29TH DAY OF OCTOBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.191 – Motion by Strub and second by Burke to accept and place on file the Manure Management Plan Annual Update for Link I & Link II and for Glenn Griffin #2. Motion carried.

Carl Knudtson, attorney from Decorah, spoke on behalf of the Allamakee County Protectors group in regards to the Minnesota Mining Co application for a sand mine in the county. The group would like the Board to consider a moratorium to give the county time to make sure our comprehensive plan and zoning ordinance are ready for this kind of mining. Several members of the public in attendance gave input as to why they felt the Board should take this into consideration. Knudtson had a resolution prepared for the Board to sign, but was tabled until next week since was not specifically on the agenda for this week. Tom Blake and Jill Kistler had no opposition to the resolution which would ask the Planning & Zoning Commission to look into the need of a moratorium.

Discussion also continued on the Allamakee County resident who is a patient at Gundersen Lutheran hospital in LaCrosse, WI. The members of the Board had talked to nursing homes in the area and are still in search of a guardian for the individual. No decisions were made at this time.

Board adjourned to meet on Monday, November 5, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, NOVEMBER 5, 2012

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.192-Motion Burke and second Strub to approve agenda & minutes of October 29, 2012. Motion carried.

Various Department Heads and members of the public were present.

Department Heads informed the board of office updates.

Jan Heikes explained to the board that the only amendment to the contract was to set the \$147.25 per month charge for Peer Support Services, as the original contract only specified the total amount for the service, not a unit rate.

12.193-Motion Strub and second Burke to approve amended contract with NEIA Behavioral Health Contract. Motion carried.

12.194-Motion Burke and second Strub to approve Certificates of Adjustment for Merlin Paul Polok. Motion carried.

12.195-Motion Strub and second Burke to accept and place on file the Manure Management Plan for Johanningmeier. Motion carried.

Clark Mellick and Tom Blake present.

The board opened bids for the 2007 Dodge Nitro. Bids were: Brett Easton \$3,500, Michael Frieden \$4,100, Margie Schulte \$4,001 and Shane Thorsten \$4,102. Board tabled decision until the 10:00 agenda item.

12.196-Motion Strub and second Burke to sign Proclamation for Tobacco Awareness Week November 11th thru the 17th. Motion carried.

12.197-Motion Burke and second Strub to approve Subdivision Plat for Sheryl Ann Wilkens-Sorenson. Motion carried.

Tom Blake informed the Board that the Insurance Company would pay \$4,470 for the totaled County Vehicle. If the Board wanted to keep the vehicle, the Insurance company would pay \$1,200 less. Tom also presented preliminary bids for a new vehicle.

12.198-Motion Strub and second Burke to accept \$4,470 from the Insurance Company. Motion carried.

12.199-Motion Burke and second Schellhammer to accept bid of \$4,102 for the 2007 Dodge Nitro. Motion carried.

Discussion was held on moratorium on consideration or approval of conditional use permits for frac sand mining.

12.200-Motion Strub and second Burke to approve and sign Resolution of Allamakee Board of Supervisors requesting the Planning and Zoning Commission to consider the adoption of a moratorium on consideration or approval of conditional use permits for frac sand mining. Roll call vote: Burke-Aye Strub-Aye Schellhammer-Aye Motion carried.

RESOLUTION NUMBER 12.200

RESOLUTION OF ALLAMAKEE BOARD OF SUPERVISORS REQUESTING THE PLANNING AND ZONING COMMISSION TO CONSIDER THE ADOPTION OF A MORATORIUM ON CONSIDERATION OR APPROVAL OF CONDITIONAL USE PERMITS FOR FRAC SAND MINING.

WHEREAS:

The Allamakee County Board of Supervisors finds that there has been a rapid international expansion in the use of hydraulic fracturing in gas and oil exploration, which in turn has resulted in a rapid growth in demand for the type of sand used in these processes.

The Board notes that the rapid expansion of sandstone mining in nearby counties has been attended by issues and concerns regarding the public health, safety, and welfare.

The Board further finds that Allamakee County will likely be subjected to similar pressure to open such sand mining, but that the Allamakee County Comprehensive Plan may not adequately address the mining of frac sand and the concerns that accompany frac sand mining. The Board finds that the Allamakee County Comprehensive Plan may need to be updated to address sandstone mining, and that once studies and appropriate updates have been completed, the Allamakee Zoning Ordinance may need to be amended so that the Allamakee County Board of Adjustments, when considering conditional use permits for frac sand extraction pits and site plan approvals for frac sand extraction pits, can apply appropriate guidelines which may better protect the health, safety, and welfare of the residents of Allamakee County.

The Board further concludes that Allamakee County is facing a significant new land use issue for which its existing land use regulations may not adequately address. Serious risks to the health, safety, and welfare of Allamakee residents may result if the County is required to apply its existing land use regulations in processing the applications for conditional use permits for frac sand extraction pits. The Board further finds that a temporary emergency may exist as a result of the issues posed by this new land use issue.

The Board further concludes that a moratorium on the receipt, consideration, and issuance of conditional use permits for extraction permits associated with frac sand mining should be put into place in order to preserve the status quo for a reasonable time while the County investigates possible land use strategies to respond to these new or recently perceived frac sand mining issues.

The Allamakee Board of Supervisors further finds that it has authority to impose a moratorium for a reasonable period of time under the circumstances it faces, pursuant to Geisler v. City Council Cedar Falls, 769 N.W.2d 162 (Iowa 2009), which held that the imposition of such a moratorium is a legislative, rather than a quasi-judicial act.

The Allamakee Board of Supervisors further finds that the issue of the imposition of a moratorium regarding frac sand mining should be first referred to the Planning and Zoning Commission for hearing and recommendation.

THEREFORE, BE IT RESOLVED that the Allamakee County Board of Supervisors requests the Planning and Zoning review the issues outlined above and afterwards issue a recommendation to the Board of Supervisors for or against the adoption of a moratorium prohibiting the issuance of any conditional use permits for frac sand extraction pits and site plan approvals for frac sand extraction pits

BE IT FURTHER RESOLVED, that if the Planning and Zoning Commission issues a recommendation to the Board of Supervisors in favor of the adoption of a moratorium, that

they also provide the Board of Supervisors with a recommendation as to the length of the proposed moratorium.

PASSED BY THE Allamakee County Board of Supervisors on the 5th day of November, 2012.

Larry Schellhammer, Chairman ATTEST:
Auditor

Christine M Gavin, Allamakee County Deputy

Board adjourned to meet on Tuesday, November 13, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Christine M Gavin, Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, NOVEMBER 13, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.201 – Motion by Strub and second by Burke to approve agenda with deletion of 10:05 am item, and approval of minutes of November 5, 2012. Motion carried.

Brian Ridenour, Mike Gallagher, Bob Hibbing and Jenny O'Neill present for meeting.

Bob Hibbing, Inspector House Calls, LLC, gave an update on the lowered radon levels throughout the first floor of the courthouse by the use of sub-floor depressurization. All radon readings are now below the recommended level. Brian Ridenour asked Hibbing to stop at the Engineer's Office as the readings taken in the basement are higher than average also.

Jenny O'Neill presented the Mobile Home Tax Abatement Resolution from the Allamakee County Treasurer.

12.202 – Motion by Burke and second by Strub to approve the Mobile Home Tax Abatement Resolution. Motion carried.

12.203 – Motion by Burke and second by Strub to approve accept and place on file the Veteran's Affairs Quarterly Report ending September 30, 2012. Motion carried.

Discussions have been held previously about updating the courthouse and the need for air conditioning system throughout the courthouse. Ridenour & Gallagher would like to apply for a grant thru the State Historical Society of Iowa to hire a historic preservation architect to do a site assessment, since the courthouse is on the national registry of historical sites.

12.204 – Motion by Strub and second by Burke to proceed with filling out the grant application for the TAN grant with the State Historical Society of Iowa. Motion carried.

Board adjourned to meet at 9:00 am on Wednesday, November 14, 2012. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor.

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, NOVEMBER 14, 2012

Board met as preadjourned. Board members Strub and Schellhammer present. Burke was absent. All members voting "AYE" unless noted.

12.205 – Motion by Strub and second by Schellhammer to approve agenda. Motion carried.

Brent Turner present.

Board canvassed the November 6, 2012 General Election.

Board adjourned to meet on Monday, November 19, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, NOVEMBER 19, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.206 – Motion by Strub and second by Burke to approve agenda and minutes of November 13 & 14, 2012. Motion carried.

John & Bonnie Smola, Brian Ridenour, Paula Rehan-Hill, Linda Kruse, Becky Hawes, Doug Mullen, Frank Gaines, Tom Blake, Dustin Lauermann, Jan Heikes and Mary Egan present throughout meeting.

Auditor informed Board she has received a written request for a recount in the State Senate Dist 28 race from candidate John Beard.

12.207 – Motion by Strub and second by Burke to approve the recount request received for the State Senate District 28 race between John Beard and Mike Breitbach. Motion carried.

12.208 – Motion by Burke and second by Strub to approve the Certificate for Adjustment of Tax List Item for Truman J Stottler for tax years payable 2009/2010 and 2010/2011. Motion carried.

12.209 – Motion by Strub and second by Schellhammer to approve liquor license for Wings. Motion carried. Burke abstained from voting.

12.210 – Motion by Strub and second by Burke to accept Linda Kruse's letter of retirement effective December 21, 2012. Motion carried.

The 9:45 am item of advertising for county board openings, and more specifically the Planning & Zoning Commission, was tabled until further information can be obtained.

Jan Heikes presented topics for discussion to be included on the MHDS Regions 28E Organizational Agreement between the counties participating in the NE Iowa Region, which currently includes Allamakee, Bremer, Buchanan, Clayton and Winneshiek.

Board adjourned to meet on Monday, November 26, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, NOVEMBER 26, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

Board audited claims on file.

12.211 – Motion by Strub and second by Burke to approve agenda and minutes of November 19, 2012. Motion carried.

Brian Ridenour and Deb Winke, and Becky Hawes present.

Ridenour informed Board he was planning to go out to the Brady Drive area today to see what options are for removal of curve on said road.

Ridenour reminded Board of the December 13, 2012 Five-County meeting at Winneshiek County and asked if Board had any agenda items for that meeting.

Ridenour informed Board he would like to renew the fuel contracts for diesel and gas, then asked if the Board wanted him to ask for bids or to extend the current contracts. Strub suggested he extend the contracts.

Regarding the issue of "courthouse space", Ridenour informed the Board of the Proposal for Technical Assistance on the courthouse. Architect Douglas J. Steinmetz has agreed to visit the courthouse. He will provide a Report of Site Visit, then suggest remedial actions that may help the Board identify and prioritize work on this project. A grant would pay for most of the project, with the total cost to the County of \$170.00.

Ridenour suggested he send e-mails to all County Department Heads asking them to voice their concerns, issues and ideas for their departments. Then a summary will be forwarded to the Board to decide what the next move would be to address these concerns.

12.212 – Motion by Burke and second by Strub to sign the agreement with Douglas J. Steinmetz, Architect. Motion carried.

12.213 – Motion by Burke and second by Strub to approve the letter of resignation for Allan Rissman, Assistant to the County Engineer, effective February 5, 2013 . Motion carried.

Ridenour updated the Board on three upcoming projects: Irish Hollow Bridge; driveway and bridge into a subdivision (by Alliant Power Plant); and the MRT project.

12.214 – Motion by Burke and second by Strub to sign the title sheets for these three projects. Motion carried.

Discussion was held on the appointment of Becky Hawes as the new Relief Director, due to the retirement of Linda Kruse. Board asked the Auditor's Office for some more information on setting

Hawes' salary for this position. She was hired in July, 2012, at a salary of \$27,300. Hawes also informed the Board she feels confident that she will not need any part-time staff.

12.215 – Motion by Burke and second by Strub to table the 9:30 a.m. agenda item (appointment of Relief Director) until next week, December 3, 2012. Motion carried.

12.216 – Motion by Strub and second by Burke to sign the Resolution of Acceptance of Final Subdivision Plat of Sandra Koehring. Motion carried.

12.217 – Motion by Strub and second by Burke to sign the Resolution of Acceptance of Final Subdivision Plat of James Peter McCormick. Motion carried.

Board adjourned to meet on Monday, December 3, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Bev Larson-Needham, Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 3, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.218 – Motion by Strub and second by Burke to approve agenda with deletion of 10:00 am item, and approve minutes of November 26, 2012. Motion carried.

12.219 – Motion by Strub and second by Burke to accept and place on file the manure management plan annual update for Grove 5 and Chas & Chas. Motion carried.

Jill Kistler, Becky Hawes, Brian Ridenour, Dave Mooney, and Bev Larson-Needham present.

Discussion on the requirements for gender balancing of various county boards took place. Kistler felt the "good faith effort" can be achieved by posting on website, posting on boards within the courthouse and other public places if applicable (ex: libraries for library representatives). Board asked Kistler to look further into who is responsible for gender balancing on the various regional boards and what boards fall under the code.

12.220 – Motion by Burke and second by Strub to appoint Rebecca Hawes as Relief Director effective December 22, 2012, starting salary of \$31,500 with benefits. Motion carried.

Brian Ridenour presented information from the health insurance committee meeting last week and would like permission to place ad for an agent/broker.

12.221 – Motion by Schellhammer and second by Strub to direct health insurance committee to place ad for Health Insurance Broker Qualification Proposal Request. Motion carried.

Board adjourned to meet on Monday, December 10, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 10, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.222 – Motion by Strub and second by Burke to approve agenda and minutes from December 3, 2012. Motion carried.

Tom Blake, Mike Gallagher, Chris Fee, Maxine Grotegut, Clark Mellick, Brian Ridenour, Heather Homewood and Amy Kauten present.

12.223 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat of Darold D & Audrey R Ranzenberger, Cindy Zenke, Larry Dean Ranzenberger, Terry Allen Ranzenberger, Kenneth Duane Ranzenberger, and Penny sue Sweeney. Motion carried.

RESOLUTION # 12.223

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Ranzenberger, Darold D & Audrey R, Zenke, Cindy, Ranzenberger, Larry Dean, Ranzenberger,
Terry Allen, Ranzenberger, Kenneth Duane & Sweeney, Penny Sue

WHEREAS, Ranzenberger, Darold D & Audrey R, Zenke, Cindy, Ranzenberger, Larry Dean, Ranzenberger, Terry Allen, Ranzenberger, Kenneth Duane & Sweeney, Penny Sue, owner(s) as of the 10TH DAY OF DECEMBER, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE1/4-NW1/4) OF SECTION 7, TOWNSHIP 100 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 10TH DAY OF DECEMBER, 2012:

1. That the final subdivision plat submitted by in Ranzenberger, Darold D & Audrey R, Zenke, Cindy, Ranzenberger, Larry Dean, Ranzenberger, Terry Allen, Ranzenberger, Kenneth Duane & Sweeney, Penny Sue, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 10TH DAY OF DECEMBER 2012.

Larry Schellhammer, Chairperson

ATTEST: Pam Benjegerdes, County Auditor

12.224 – Motion by Burke and second by Strub to accept Doug Mullen's resignation from the Planning & Zoning Commission effective November 30, 2012. Motion carried.

Office space matters have been an ongoing discussion and has been decided to start the process of the moves.

12.225 – Motion by Strub and second by Burke to approve moving the UERPC office into the front office space in the DHS office on the south end of the first floor. Motion carried.

12.226 – Motion by Burke and second by Strub to approve moving the Veterans Affairs office and Counselor into the current UERPC office space and the election storage room, which is attached to both the office space and the break room. Motion carried.

Brian Ridenour reminded the Board of the upcoming 5-County meeting on Thursday, Dec 13 in Calmar.

Board adjourned to meet on Monday, December 17, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 17, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.227 – Motion by Strub and second by Burke to approve agenda and minutes of December 10, 2012. Motion carried.

Denise Beyer, Dennis Koenig, Laurie Moody, Mike Gallagher, Tom Blake & Brian Ridenour present.

Laurie Moody presented the annual Weed Commissioner Report, which is a joint effort with Secondary Roads as they handle the roadside vegetation portion for the county.

12.228 – Motion by Strub and second by Burke to approve the Weed Commissioner's 2012 Annual Report. Motion carried.

Mike Gallagher reported he will be cutting back to part-time status and recommended hiring Jason White, currently the part-time custodian, as the new full-time Head Custodian.

12.229 – Motion by Strub and second by Burke to accept Mike Gallagher's resignation as Head Custodian effective February 1, 2013. Motion carried.

12.230 – Motion by Strub and second by Burke to approve appointing Jason White as Head Custodian effective February 1, 2013, starting salary of \$30,000 with benefits, and also to move Mike Gallagher to part-time custodian effective February 1, 2013 at \$12.50 per hour without benefits. Motion carried.

12.231 – Motion by Strub and second by Burke to table decision on Mark Lomen final subdivision plat until further clarification can be obtained. Motion carried.

12.232 – Motion by Strub and second by Burke to sign the Bear Creek Paving Plan (Road A26) for bid letting on March 19, 2013. Motion carried.

Brian Ridenour has advertised for the Assistant to the Engineer position which came available with the announcement of Al Rissman's retirement and would like to hire Brice Hammersland.

12.233 – Motion by Burke and second by Strub to hire Brice Hammersland to the position of Assistant to the Engineer effective January 2, 2013 at the rate of \$20.43 per hour and raise after six months to \$21.49 per hour, plus any union negotiations cents per hour. Motion carried.

Board adjourned to meet on Wednesday, December 26, 2012 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, DECEMBER 26, 2012**

Board met as preadjourned. Board members Strub, Schellhammer and Burke were present. All members voting "AYE" unless noted.

12.234 – Motion by Strub and second by Burke to approve agenda, with deletion of the Timothy M O'Regan Trust & Joanne Liddiard Final Subdivision Plat, and the approval of the minutes from December 17, 2012. Motion carried.

Bob Keatley, Tim Bulman, Denise Beyer, Jack Knight, Ric & Betty Zarwell, Jeff & Mary Abbas, Robert Nehman, Tom Blake, Brian Ridenour, Clark Mellick, Chris Gavin, Jill Kistler, Shelly Howe, Jean Brink, Bob Peters, Stephanie Kuhn, Melanie Schroeder, Jim Pladsen, Laurie Moody & Deb Winke present.

During public comment time there was discussion on the frac sand mining and also the aerial surveys being flown by the USGS.

Shelly Howe, representing UERPC, presented Lennie Burke with a gift for his years of service to UERPC and Allamakee County.

12.235 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Michael D & Laurie Wright. Motion carried.

RESOLUTION # 12.235

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Wright, Michael D & Laurie

WHEREAS, Wright, Michael D & Laurie, owner(s) as of the 26TH DAY OF DECEMBER, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 5, TOWNSHIP 97 NORTH, RANGE 6 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26TH OF DECEMBER, 2012:

28. That the final subdivision plat submitted by in Wright, Michael D & Laurie, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

29. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County,

Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

30. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26TH OF DECEMBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.236 – Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Brent A & Angela S Freilinger-Mohs. Motion carried.

RESOLUTION # 12.236

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Mohs, Brent A & Angela S Freilinger-

WHEREAS, Mohs, Brent A & Angela S Freilinger-, owner(s) as of the 26th DAY OF DECEMBER, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER AND A 30' WIDE ACCESS EASEMENT ALL IN SECTION 5 TOWNSHIP 96 NORTH, RANGE 4 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th OF DECEMBER, 2012:

1. That the final subdivision plat submitted by in Mohs, Brent A & Angela S Freilinger-, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th OF DECEMBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.237 – Motion by Burke and second by Strub to approve Resolution of Acceptance of Final Subdivision Plat for Nelson & Twila Converse. Motion carried.

RESOLUTION # 12.237

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Converse, Nelson & Twila

WHEREAS, Converse, Nelson & Twila, owner(s) as of the 26th DAY OF DECEMBER, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE1/4-NW1/4) AND LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4-NE1/4); BOTH IN SECTION 30, TOWNSHIP 96 NORTH, RANGE 5 WEST OF THE FRFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th OF DECEMBER, 2012:

1. That the final subdivision plat submitted by in Converse, Nelson & Twila, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th OF DECEMBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.238 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat for Oswald & Carol Lee Goettler. Motion carried.

RESOLUTION # 12.238

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Goettler, Oswald & Carol Lee

WHEREAS, Goettler, Oswald & Carol Lee, owner(s) as of the 26th DAY OF DECEMBER, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 2 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER AND LOT 2 IN THE SOUTHWEST

QUARTER OF THE NORTHWEST QUARTER, ALL IN SECTION 24, TOWNSHIP 96 NORTH, RANGE 5 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th OF DECEMBER, 2012:

1. That the final subdivision plat submitted by in Goettler, Oswald & Carol Lee, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th OF DECEMBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.239 – Motion by Strub and second by Burke to approve Resolution of Acceptance of Final Subdivision Plat, subject to the Agricultural Exempt Legend on plat, for Mark Lomen. Motion carried.

RESOLUTION # 12.239
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Lomen, Mark

WHEREAS, Lomen, Mark, owner(s) as of the 26TH DAY OF DECEMBER, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4-SE1/4) OF SECTION 25, TOWNSHIP 98 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA; and

WHEREAS, the Subdivision to be created is located within Allamakee County, Iowa; and

WHEREAS, the owners have now requested that Allamakee County certify its approval of the final Plat of the Subdivision pursuant to Chapter 354 of the Code of Iowa and pursuant to the County's subdivision requirements found in Chapter 7 of its Ordinances.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26TH OF DECEMBER, 2012:

1. That the final subdivision plat submitted by in Lomen, Mark, Allamakee County, Iowa, and described as: (See above) is found to be in conformity with Allamakee County's Comprehensive Plan, having given consideration to its possible burden on public improvements and to the balance of interest between the proprietor, future purchasers and the public interest, and is approved and accepted by the Board of Supervisors in and for Allamakee County, Iowa.

2. The final Subdivision Plat and attachments are in conformance with the subdivision platting requirements, of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa, with the exception of waiving the requirement of a Performance Bond for improvements and installations.

3. The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's recommendation of approval by certifying a copy of this Resolution for recording with said Plat and supporting documents in the Offices of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26TH OF DECEMBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

12.240 – Motion by Strub and second by Burke to approve Removal of Agricultural Exempt Legend from plat recorded in Book A1, pages 439-447. Motion carried.

RESOLUTION 12.240

RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL SUBDIVISION PLAT RECORDED IN BOOK A-2 AT PAGES 439-447

WHEREAS, Wesley and Brenda Lawson, have previously submitted a Subdivision Plat which was recorded on the 25th day of November, 2012 and recorded in Book A-2, at Pages 439-447 in the office of the Allamakee County Recorder.

WHEREAS, it has been recommended by the Planning and Zoning Commission of Allamakee County that the AGRICULTURAL EXEMPTION LEGEND be removed from this Plat of Subdivision, and

WHEREAS, the Board of Supervisors have reviewed the Plat of Subdivision pursuant to chapter 354 of the Code of Iowa and pursuant to the Allamakee County Subdivision Ordinance.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the 26th day of December, 2012:

- (1) That the Planning and Zoning Commission of Allamakee County, Iowa, has recommended the removal of the AGRICULTURAL EXEMPTION LEGEND from the Subdivision Plat.
- (2) That the Subdivision Plat as recorded and attachments are in conformance with the Subdivision Platting Requirements of the Code of Iowa and the Subdivision Ordinances of Allamakee County, Iowa.
- (3) That the AGRICULTURAL EXEMPTION LEGEND is hereby removed, along with any restrictions arising therefrom.

- (4) The Chairperson of the Board of Supervisors is hereby authorized and directed to endorse the Board's approval and removal of the AGRICULTURAL EXEMPTION LEGEND from the Plat of Subdivision by certifying a copy of this Resolution for recording in the office of the County Recorder and the County Auditor of Allamakee County, Iowa.

PASSED AND ADOPTED THIS 26th DAY OF DECEMBER, 2012.

Larry Schellhammer, Chairperson

Attest: Pam Benjegerdes, County Auditor

Clark Mellick informed the Board the Sheriff's Office would like to hire two part-time transport officers, and one of them will also fill in as a part-time reserve officer when needed.

12.241 – Motion by Burke and second by Strub to hire Glenn Jevne as part-time transport officer at \$12.00/hr and hire Stuart Bloxham as part-time transport/reserve officer at \$14.00/hr.

Motion carried.

Jean Brink & Bob Peters, VA Commissioners, talked to the Board about the need for more space and privacy in the Veteran Affairs office. Board will continue to take this into consideration as they get closer to deciding the office moves.

The Plat Review Committee has suggested changes to Form A to give the land owner the option to not put the agricultural exemption legend on land and go through the Planning & Zoning Commission, even if the proposed use is to be agricultural.

12.242 – Motion by Strub and second by Burke to approve the changes to Form A, as recommend by the Plat Review Committee. Motion carried.

Stephanie Kuhn and Melanie Schroeder talked to the Board about their roles in the counties as Judicial Mental Health Advocates. They also asked the Supervisors to consider including them in the ongoing meetings about Mental Health Redesign/Regionalization.

The Planning & Zoning Commission presented a resolution recommending the Board of Supervisors approve the adoption of a moratorium on the consideration or approval of conditional use permits for the mining of industrial sand (frac sand) and all uses related to the mining, processing, transporting and treating of industrial sand in Allamakee County, Iowa. No action taken at this time. (below is a copy of the Planning and Zoning Commission Resolution)

RESOLUTION OF ALLAMAKEE PLANNING AND ZONING COMMISSION RECOMMENDING THE BOARD OF SUPERVISORS APPROVE THE ADOPTION OF A MORATORIUM ON THE CONSIDERATION OR APPROVAL OF CONDITIONAL USE PERMITS FOR MINING OF INDUSTRIAL SAND (FRAC SAND) AND ALL USES RELATED TO THE MINING, PROCESSING, TRANSPORTING AND TREATING OF INDUSTRIAL SAND IN ALLAMAKEE COUNTY, IOWA

WHEREAS, The Allamakee County Board of Supervisors has referred the issue of the imposition of a moratorium regarding frac sand and or sandstone mining to the Planning and Zoning Commission for study, and

WHEREAS, The Allamakee County Planning and Zoning Commission, after public notice and hearing, has considered the issue of whether or not a moratorium on the issuance or

consideration of conditional use permits for the mining, processing, transporting and/or treating of industrial sand in Allamakee County should be instituted, and

WHEREAS, Such a moratorium on the receipt, consideration, and issuance of conditional use permits for extraction pits associated with industrial sand mining and related uses would preserve the status quo for a reasonable time while the County takes the time to research, identify and address impacts which may not be adequately address in the current zoning ordinance, and

WHEREAS, The Allamakee County Board of Supervisors has authority to impose such a moratorium, after soliciting the recommendation from the Planning and Zoning Commission.

THEREFORE, BE IT RESOLVED, that the Allamakee County Planning and Zoning Commission hereby recommend the Allamakee County Board of Supervisors approve a moratorium on the consideration and/or issuance of conditional use permits for the mining of industrial sand (frac sand) and all related uses until June 30th, 2014 to provide the time necessary to review all aspects of sand mining and determine if the Allamakee County Zoning Ordinance and/or the Allamakee County Comprehensive Plan adequately address the impacts related to the mining, trapsorting, processing and storage of industrial sand.

PASSED BY THE Allamakee Planning and Zoning Commission on the 17th day of December, 2012, with the following members voting AYE: Kirby Cahoon, Nancy Everman, James Pladsen, Duane Leppert. And the following members voting NAY: None

Nancy Everman, Chairperson, Allamakee County Planning and Zoning Commission
Attest: Thomas J Blake, Zoning Administrator

Board adjourned to meet on Wednesday, January 2, 2013 at 9:00 am. Allamakee County Board of Supervisors, Larry Schellhammer, Chairperson. Attest: Pam Benjegerdes, Auditor