

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, JANUARY 2, 2013**

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

13.001-Motion by Strub and second by Koenig to appoint Larry Schellhammer as Chairperson. Motion carried.

13.002-Motion by Schellhammer and second by Koenig to appoint Sherry Strub as Chairperson Pro-Tem. Motion carried.

13.003-Motion by Strub and second by Koenig to approve agenda and minutes of December 26, 2012. Motion carried.

Mike Gallagher, Jason White, Chris Dahlstrom, Lori Hesse, Laurie Moody, Kim Waters, Jean Bossom and Tom Blake present. Department heads gave an update on their respective offices.

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

13.005-Motion by Koenig and second by Strub to appoint Board members to the following boards/commissions/committees: *Larry Schellhammer* – Chairperson, Courthouse, Allamakee County Board of Health, 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* – Chairperson Pro-Tem, Allamakee County E911 Board, Allamakee County Economic Development Executive Board, Allamakee County Revolving Loan Fund, Allamakee County Substance Abuse Board, Iowa Workforce Development Board, Northeast Iowa Community Action Executive Board, Northeast Iowa Community Action Transit Board, Northland Agency on Aging, Northeast Iowa Resource, Conservation & Development; *Dennis Koenig* – Allamakee County Farm, Allamakee County Conservation Board, 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, Roadside Management, MH/DD Advisory Board, Allamakee County Planning & Zoning Board, Allamakee County Solid Waste. Motion carried.

13.006-Motion by Strub and second by Koenig 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.

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

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

13.009-Motion by Strub and second by Koenig 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.

13.010-Motion by Strub and second by Koenig 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.

13.011-Motion by Strub and second by Koenig 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. Motion carried.

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 2nd day of January, 2013.

Board of Supervisors, Allamakee County, Iowa

Larry Schellhammer, Chairperson

Sherry Strub, Member

Dennis Koenig, Member

ATTEST: Denise Beyer, County Auditor

13.012-Motion by Strub and second by Koenig to approve the appointment of the following list of Allamakee County Sheriff's Deputies: Robert Thorsten-Chief Deputy, John Grampovnik-Deputy, Kevin Bublitz-Deputy, Barry Olson-Deputy, Steven Wilkes-Deputy, Timothy Smedsrud-Deputy, Reed Kiious-Deputy. Motion carried.

13.013-Motion by Strub and second by Koenig to table the Appointment of Auditor's Deputies and Clerks. Motion carried.

Laura Olson and Al Lyon present. Olson and Lyon shared an update and discussion on the Thunder in the Park event. They plan to do a Rededication of the monument on the courthouse lawn on Friday night June 7. Total budget for the event is around \$14,000. They asked the Board of Supervisors to consider a \$1,000 donation to toward the event. The Board said they would consider this donation.

Tom Blake was present and said the Attorneys are working on a draft of the Ordinance for Moratorium. It is not finalized yet.

13.014-Motion by Strub and second by Koenig to table the Consideration to Set Time & Date for Public Hearing on a Moratorium Recommended by Planning and Zoning Commission on Industrial Sand Mining Conditional Use Permits. Motion carried.

Board adjourned to meet on Monday, January 07, 2013 at 9:00 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 7, 2013**

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

13.015-Motion by Strub and second by Koenig to approve agenda and minutes of January 2, 2013 meeting. Motion carried.

Present: Cindy Berns –Postville Library Director

Cindy Berns was the only library representative present. She expressed a big thank-you to the Board for their support of the libraries. The Postville Library needs a new roof and funds will help when that happens. No other librarians were present, but thank you letters were received from Heather Bente-Waterville, and Derva Burke-Lansing.

13.016-Motion by Strub and second by Koenig to adopt and sign the Master Matrix – Construction Evaluation Resolution for 2013. Motion carried.

**RESOLUTION #13.016
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, 2013 and January 31, 2014 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). ATTEST:

Larry Schellhammer, Chairperson
Board of Supervisors

Denise Beyer, County Auditor

Board adjourned to meet on Monday, January 14, 2013 at 9:00 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 14, 2013

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

13.017-Motion by Schellhammer and second by Strub to approve minutes of January 7, 2013 meeting and agenda with option of tabling 2:00 item as Jill Kistler is out sick. Motion carried.

13.018-Motion by Strub and second by Koenig to approve Chris Dahlstrom as proxy for Northeast Iowa Response Group. Motion carried.

13.019-Motion by Strub and second by Koenig to appoint Jane Regan to Upper Explorerland Regional Planning Commission. Motion carried.

Deb Winke present.

13.020-Motion by Strub and second by Koenig to accept and place on file the Recorders Quarterly Report. Motion carried.

13.021-Motion by Strub and second by Koenig to accept and place on file the Auditors Quarterly Report. Motion carried.

Alexz Grampovnik, Rylea Nagel, Sue Pederson, Kathy Schwartzhoff, Marilyn Zweibahmer and Dennis Osmundson were present.

Helping Services personnel talked about their mentoring program. Currently there are 5 matches in Allamakee County but it fluctuates. There are 7 youth waiting for matches – mostly boys.

13.022-Motion by Strub and second by Koenig to proclaim January 2013 as National Mentoring Month. Motion carried.

13.023-Motion by Strub and second by Koenig to set February 4 at 9:30am for bid letting for Ash Acres bridge repair. Motion carried.

County Engineer Brian Ridenour mentioned that January 30, 2013 is Transportation Day at the Capital and there may be someone contacting the Board of Supervisors about a bus going down to Des Moines from Decorah.

13.024-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Scott Sanness. Motion carried.

13.025-Motion by Strub and second by Koenig to approve secondary roads transfers of \$161,983.78 from Rural Services fund and \$10,611.28 from General Basic fund. Motion carried.

David Boss and Mary Ann Humpal present.

David Boss and Mary Ann Humpal of NEICAC went over 2012 accomplishments and made a funding request for fiscal year 2014.

Julie Christensen and Teresa Wiemerslage present.

Teresa Wiemerslage gave an Extension update presenting handouts about extension work and accomplishments. Wiemerslage also talked about the increased effectiveness of the Food & Fitness Initiative. She then made a funding request for fiscal year 2014.

Bill Adam, Jan Ellingson, Beth Kregel, Mary Egan, Jill Martins, Jan Heikes and Bob Lincoln present.

Bob Lincoln – Administrator for County Social Services shared information about County Social Services and the structure. He answered questions and concerns the county employees and supervisors had about Allamakee County’s possible regionalization with County Social Services.

A meeting was set for Thursday, January 17, 2013 at 9:30am for Consideration of regionalization with County Social Services.

Jeannie Carroll, Mary Abbas, Betty Zarwell, Ric Zarwell, Ann Klees, Paula Rehahn-Hill were present.

13.026-Motion by Strub and second by Koenig to table the 2:00 agenda item for Jill Kistler – Resolution for Special Prosecution. Motion carried.

13.027-Motion by Strub and second by Koenig to set time and date for a Public Hearing for the Ordinance for the Temporary Moratorium on the submission, acceptance, processing, and approval of any application for a conditional use permit or site plan approval for new frac sand extraction pits or for the expansion of existing extraction pits in relation to industrial (frac) sand, or for the washing, refining, processing, storing, or stockpiling of frac sand; directing the prompt investigation of the county’s regulatory authority over frac sand extraction pits and frac sand processing operations; and declaring the intention of the board of supervisors to consider the adoption of appropriate zoning regulations with respect to frac sand extraction pits and frac sand processing operations for Thursday, January 31, 2013 at 6:30pm in Courtroom #1. Motion carried.

Board adjourned to meet on Thursday, January 17, 2013 at 9:30 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, JANUARY 17, 2013

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

13.028-Motion by Koenig and second by Strub to approve agenda. Motion carried.

Jan Heikes, Mary Egan, Kim Waters, and Bill Adam were present.

13.029-Motion by Strub and second by Koenig to rescind Resolution # 12.270 "Approving Participation in Planning" with the counties in Northeast Iowa for redesigning mental health service delivery and to seek admission to County Social Services regional group. Ayes: Schellhammer, Strub, Koenig.

Jan Heikes will notify Bob Lincoln of County Social Services of this decision.

Jan Heikes shared her FY12 Mental Health and Disability Services report. She went through her packet which includes cumulative information for a 3-year plan. She talked about the ID Action resource which listed a \$47.28 maximum per capita levying rate for Mental Health. Currently Allamakee County is at a \$54.90 per capita levy rate, so will be required to lower their levy rate for Mental Health.

Board adjourned to meet on Monday, January 21, 2013 at 9:00 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 21, 2013**

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

13.030-Motion by Koenig and second by Strub to approve agenda and the minutes of the January 14 and January 17, 2013 meetings. Motion carried.

Brian Ridenour, Jim Janett, and Raleigh Buckmaster were present.

Raleigh Buckmaster wanted to discuss the county vacating a portion (about 759 feet) of Old Rd #527, south of the Alliant Power Plant. If the county vacates the land they relinquish any right to it and give Raleigh Buckmaster the right to the land. Currently, the road is a level A which is open to everyone to use. Brian Ridenour showed a map so everyone present understood the area being discussed. Jim Janett asked about an easement for foot traffic along the whole length of the road, to which Buckmaster responded no. Raleigh asked the Board to discuss vacating this 759 foot portion of Old Rd. #527 and work out a turnaround. Per Brian Ridenour a turnaround would require 80-100 feet. There would be costs to the county to do a survey.

13.031-Motion by Strub and second by Koenig to accept Resolution for Special Prosecution. Motion carried.

**RESOLUTION 13.031
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 Since October of 2012, the Postville Police Department and Allamakee County Sheriff's Office have been investigating an allegation of record tampering in reference to an Allamakee County Business.
2. That during said investigation, interviews were conducted, evidence was obtained, and a police report(s) was composed. All of this information was forwarded to the Allamakee County Attorney's Office for review and a decision on charges. The Postville Police Department's case number is P-12-150.

WHEREAS, to avoid even the "appearance of impropriety" in the event that the ultimate disposition of said contemplated charge(s) filed 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's Office, which has reported that it would be willing to accept an appointment as a Special Prosecutor for charge(s) filed in reference to the above mentioned police investigation.

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/investigation and/or any related proceedings wherein the participation or involvement of the Allamakee County Attorney's Office would normally occur, to wit: Any charges filed as a result of the investigation conducted in Postville Police Department Case P-12-150.

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 _____ day of _____, 2013.

**ALLAMAKEE COUNTY BOARD
OF SUPERVISORS**

Larry Schellhammer
Chairman

Attest:

Denise Beyer
Allamakee County Auditor

13.032-Motion by Strub and second by Koenig to appoint Nancy Walleser to Board of Adjustment. Motion carried.

13.033-Motion by Strub and second by Koenig to accept and place on file the semi-annual Treasurer's report. Motion carried.

13.034-Motion by Strub and second by Koenig to accept and place on file the annual Manure Management Plan update for Crossroads Dairy. Motion carried.

Lori Brockway and Laura Olson present.

Lori Brockway and Laura Olson of the Northeast Iowa Regional Housing Trust Fund requested funding of \$10,000 from the county, the same as in previous years. In 2012 the RHTF completed 10 projects in Allamakee County.

Laura Olson explained the Revolving Loan Fund for benefit of new supervisor, Koenig. Then she presented the recommendation of the Revolving Loan Fund board. The RLF Board recommended approval of the loan for \$38,683.50 for Tom Lewan with listed collateral as security.

13.035-Motion by Strub and second by Koenig to approve the loan for Tom Lewan/The Lounge at Grand Central Station. Motion carried.

Dave Runyon and Jean Bossom present.

Dave Runyon of Helping Services presented a handout summarizing the services offered and people reached. Runyon then made a funding request of \$1500.

Board adjourned to meet on Monday, January 28, 2013 at 9:00 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, JANUARY 28, 2013

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

13.036 Motion by Koenig and second by Strub to approve the agenda and the minutes of the January 21, 2013 meeting. Motion carried.

Brian Ridenour, Elaine Eadie and Bill Shafer present.

The Compensation Board members Bill Shafer and Elaine Eadie gave their recommendation for raises of elected officials for FY14. They recommend 4% for all elected officials with the exception of recommending 5% for the Board of Supervisors. These recommendations are based on the Comp Boards goal to slowly bring Allamakee County elected officials more in line with other similarly sized counties.

Kathy Barloon of RSVP was present. She shared the mission of RSVP which is to engage people age 55+ in volunteer community service. She then made a funding request of \$2,000 for their general operating budget.

Laura Olson of Allamakee County Economic Development was present. She gave an overall report of the year and went over their work plan and goals. She made a funding request of \$62,475 for ACED plus \$500 for Eastern Iowa Tourism Association.

13.037 Motion by Strub and second by Koenig to accept and place on file the Veterans Affairs quarterly report. Motion carried.

13.038 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Regancrest. Motion carried.

Board adjourned to meet on Monday, February 4, 2013 at 9:00 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, JANUARY 30, 2013

Board met at 11:00am on January 30, 2013 as posted. Board members present Schellhammer, Strub and Koenig. All members voting "AYE" unless noted.

13.039 Motion by Strub and second by Koenig to rescind the motions carried by the board on December 17, 2012 (numbers 12.229 and 12.230) in regards to the maintenance department in light of receipt of resignation letter from maintenance personnel. Motion carried.

Board adjourned to meet on Monday, February 4, 2013 at 9:00 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, JANUARY 31, 2013
PUBLIC HEARING

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

13.040 Motion by Schellhammer and second by Koenig to open public hearing. Roll call vote: Schellhammer-aye. Koenig-aye. Motion carried.

Those present were: Jeanie Carroll, Betty Zarwell, Paula Rehahn-Hill, Jeff Abbas, Mary Abbas, Jacob Jonkman, Phyllis Jonkman, Kathy Hay, Robert Joachim, Ray Mitchell, Dietsy Weymiller, John J. Blake, Patricia A. Blake, Gene Burroughs, Dave Carroll, Doug Weymiller, Bonnie Weymiller, Duane Leppert, Ric Zarwell, William Kern, JeanAnn Kern, Robert Nehman, Kate Belling, Violet Nehman, Sue Weymiller, Jackie Riekens, Kris Ames, Bruce Colsch, Karl Knudson, Jim Pladsen, Brian Ridenour, Bruce Palmborg, Bob Keatley, Ann Klees.

Many people spoke in favor of the moratorium. 800+ signatures were presented by Robert Nehman of people from inside and outside the county who come to Allamakee County to vacation, enjoy the scenery, use the Mississippi River, etc. Those present spoke about frac sand mining being a "boom and bust" business – the company comes in, wrecks the landscape, quality of air/water and leaves. If the things many people come to the county to enjoy are destroyed, the tourism industry will be negatively impacted.

Concerns were raised about the health consequences of frac sand mining, saying silica is like asbestos. Ric Zarwell said only 6 states have set a threshold of invisible silica sand dust in the air and only one state monitors it.

Transporting of the sand was a main concern for many reasons. The wear and tear on the county roads with trucks transporting 24/7. If the silica flies out of the transporting truck along the roadways it could get into the streams and ponds, and ultimately contaminate the Mississippi River. Farmer safety was a concern, with large high-speed trucks transporting the sand driving on same roads as slower-speed tractors during harvest and planting seasons. The water table being lowered was a concern of some who say the mining companies put in huge volume wells to wash the sand, which will lower the already low water table and put impurities into the river. Decrease in land value was another concern.

Bill Kern spoke to the governing body saying they should be applauded for taking the time to look into this and acting on it. Jeff Abbas said the people in favor of this moratorium would be the eyes and ears for the County, because the sand mining companies will be trying to get in behind the scenes during the period of the moratorium. Karl Knudson, attorney from Decorah, assured the Board of Supervisors that what the ordinance proposes is legal and appropriate.

Supervisor Schellhammer asked if anyone present wanted to speak "against" the ordinance. No one stepped forward. He also asked if there were any written comments brought on behalf of anyone unable to attend. There were none. There was one phone message left in the Auditor's office from an anonymous person in favor of the moratorium.

13.041 Motion was made by Koenig and seconded by Schellhammer to Close the Public Hearing. Roll call vote: Koenig-aye. Schellhammer-aye. Motion carried.

There was some discussion on the Board taking action to adopt the ordinance right away. Tom Blake said he had received no negative comments on the moratorium in his office.

13.042 Motion by Koenig and second by Schellhammer to table acting on the ordinance until Monday, February 4, 2013 at 11:00am at the Board of Supervisors meeting. Motion carried.

Board adjourned to meet on Monday, February 4, 2013 at 9:00 am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
JANUARY 28-FEBRUARY 1, 2013**

Board met as preadjourned for budget work sessions with department heads to discuss budgets for FY14.

Board adjourned to meet on Monday, February 4, 2012. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, FEBRUARY 4, 2013**

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

13.043 Motion by Strub and second by Koenig to approve the agenda and the minutes of the January 28, 2013 and January 30, 2013 meetings. Motion carried.

Kris Kovarik, Jared Soper and Maynard Johnson present.

During public comment time Kris Kovarik and Jared Soper, employees of Luster Heights, notified the Board that Governor Branstad is recommending defunding Luster Heights. Kovarik and Soper explained the programs at Luster Heights and the work hours that their inmates provide to the County. They employ 15 people who reside in Allamakee and Clayton Counties. They asked the supervisors to speak with representatives at state level in support of keeping Luster Heights open. One concern expressed is why close a well taken-care of facility with a low budget and staff in place to open, or add to, other institutions in the state. The Supervisors agreed to call our state Senate and House representatives and try to talk to Governor Branstad and Lt. Governor Reynolds when they go to Des Moines on Wednesday, Feb 6. Supervisors also will encourage others in the County to contact representatives in support of keeping Luster Heights open.

Brian Ridenour, Mike Gallagher, Ann Burckart, Cindy Schulte, Jean Bossom, Clark Mellick, Jan Heikes, Kim Waters and Laurie Moody present.

Department Heads updated the Board on what has been happening in their offices. Ann Burckart introduced Cindy Schulte, her new office manager. Jean Bossom is planning a program with local schools called "Every 15 Minutes". Jan Heikes is moving forward with County Social Services agreement and the 28E between Winneshiek and Allamakee continues. The Board discussed the possibility of moving toward a plan where all copiers are on one contract and cell phones are bundled onto one contract to save money. This will take time to look into and put into action.

Marty Brennan – Brennan Construction and Lee Woodson – Reilly Construction present.

Brian Ridenour, Co. Engineer, reminded Board of the Ash Acres bridge deck replacement project for which bids were being accepted this day. Supervisor Strub opened bids. Bids were as follows:

Brennan Construction - \$25,295.02; Minnowa Construction - \$44,677.60; Reilly Construction - \$28,347.00. Ridenour reminded the Board these bids cover installation price only. He will review bids and bring back a recommendation.

Tom Blake and Arne Beneke present.

13.044 Motion by Strub and second by Koenig to table the scheduled plat approval until Thursday, February 7, 2013. Motion carried.

Jenny O'Neill, Bev Larson-Needham, Tom Blake, Dave Mooney, Laurie Moody, Ann Burckart, Rev Lonning, Arne Beneke, Scott Willger and Brian Ridenour present.

Brian Ridenour was spokesperson for the Health Insurance Committee. This year the committee placed a public notice in the newspaper to give equal opportunity to anyone wanting to bid the County's health insurance. The committee's recommendation is for a fully insured Gundersen Lutheran Health Plan with Beneke & Associates as broker and administrator of the Flex Plan. Ridenour then went over changes and items of interest. The Board will consider the health insurance plan carrier, choice of broker, flex plan administrator, and county contribution amounts at their meeting on Thursday, February 7.

13.045 Motion by Strub and second by Koenig to accept the Upper Iowa District No. 1 levy. Motion carried.

13.046 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan updates for DJ Keehner Farms, Inc. and Steve Weymiller. Motion carried.

Jill Kistler present.

13.047 Motion by Strub and second by Koenig to approve Resolution for Special Prosecution. Motion carried.

RESOLUTION NO. 13.047
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 January 27, 2013 an investigation was conducted by the Waukon Police Department regarding a report of an individual operating while intoxicated.
2. That following said investigation, an individual was charged with Operating While Intoxicated.

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 Clayton County Attorney, who has reported that he would be willing to accept an appointment as a Special Prosecutor in the above entitled case.

NOW THEREFORE, BE IT HEREBY RESOLVED that Clayton County Attorney Alan Heavens 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 participation or involvement of the Allamakee County Attorney’s Office would normally occur, to wit: OWCR11620

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 _____ day of _____, 2013.

**ALLAMAKEE COUNTY BOARD
OF SUPERVISORS**

Larry Schellhammer
Chairman

Attest:

Denise Beyer
Allamakee County Auditor

Clark Mellick present.

13.048 Motion by Strub and second by Koenig to accept and place on file the Sheriffs Quarterly report. Motion carried.

Orlan Love, David Carroll, Virginia Moore, Jack Knight, Jerry Anderson, Robert Nehman, Kathy Hay, Bob Joachim, Betty Zarwell, Ric Zarwell, Phyllis Jonkman, Jacob Jonkman, Maynard Johnson, Paula Rehahn-Hill, Tom Blake, Laurie Moody, Brian Ridenour, Bruce Colsch, Ed Weymiller, Les Colsch were present. Mary Abbas called prior to meeting to say she was unable to attend due to weather, but supports the moratorium.

Board Chairman Schellhammer stated that the Board met in a public hearing on Thursday, January 31, 2013 and received public comments in regards to a proposed ordinance entitled: “An ordinance imposing a temporary moratorium on the submission, acceptance, processing, and approval of any application for a conditional use permit or sit plan approval for new frac sand extraction pits, or for the washing, refining, processing, storing, or stockpiling of frac sand: directing the prompt investigation of the county’s regulatory authority over frac sand extraction pits and frac sand processing operations; and declaring the intention of the board of supervisors to consider the adoption of appropriate zoning regulations with respect to frac sand extraction pits and frac sand processing operations.”

13.049 Motion by Strub and second by Koenig to approve first reading of the Ordinance for a moratorium on frac sand mining. Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.050 Motion by Strub and second by Koenig to suspend the 2nd and 3rd readings of Moratorium Ordinance pursuant to the authority set forth in Iowa Code 331.302 and consider passage of the ordinance in today's meeting. Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.051 Motion by Strub and second by Koenig to adopt the frac sand moratorium ordinance as published in the Waukon Standard. Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

ALLAMAKEE COUNTY ORDINANCE NO. XLV

AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE SUBMISSION, ACCEPTANCE, PROCESSING, AND APPROVAL OF ANY APPLICATION FOR A CONDITIONAL USE PERMIT OR SITE PLAN APPROVAL FOR NEW FRAC SAND EXTRACTION PITS, OR FOR THE WASHING, REFINING, PROCESSING, STORING, OR STOCKPILING OF FRAC SAND; DIRECTING THE PROMPT INVESTIGATION OF THE COUNTY'S REGULATORY AUTHORITY OVER FRAC SAND EXTRACTION PITS AND FRAC SAND PROCESSING OPERATIONS; AND DECLARING THE INTENTION OF THE BOARD OF SUPERVISORS TO CONSIDER THE ADOPTION OF APPROPRIATE ZONING REGULATIONS WITH RESPECT TO FRAC SAND EXTRACTION PITS AND FRAC SAND PROCESSING OPERATIONS.

PREAMBLE AND FINDINGS

WHEREAS, new technologies for mining petroleum and natural gas deposits have resulted in a rapid growth in demand for specialized sand used in hydraulic fracturing ("frac sand") which can be obtained by mining in the St. Peter and Jordan sandstone layers where they lie near the surface in Allamakee County. Frac sand mining in nearby counties, including those located in Minnesota and Wisconsin, has been attended by problems and concerns affecting the public health, safety, and welfare of the residents of those areas. The new demand for frac sand mining operations has the potential to cause similar problems in Allamakee County unless potential problems and concerns are proactively addressed by the County; and

WHEREAS, the Board finds that Allamakee County will inevitably be subjected to similar pressure to open new extraction pits for the mining of frac sand, but that the Allamakee County Comprehensive Plan does not adequately address mining, transportation, processing, storage, and stockpiling of frac sand, and a number of attendant concerns; and

WHEREAS, the Board finds that St. Peter and Jordan Sandstone exposures can be found in the valley of the Upper Iowa River and other valleys throughout the County, and that St. Peter and Jordan formations can be found underlying many hills and bluff-tops associated with such valleys; and

WHEREAS, the Board finds that Allamakee County's valleys, hills and bluff-tops are a valuable scenic resource important to the welfare of the County and important to its tourism industry. The Boards finds that rapid development of sandstone mining with inadequate controls over the location and size of the mining operations, and with inadequate guarantee for post-mining restoration, threatens to permanently impoverish the Allamakee landscape; and

WHEREAS, the Board further finds the opening of new frac sand mining operations in Allamakee County, under the current zoning regulations, could decrease the values of nearby properties; and

WHEREAS, the Board finds that frac sand mining and processing may generate heavy truck traffic, which in turn may cause rapid deterioration of County roads and bridges, causing a burden on Allamakee County taxpayers, and may generate dust and noise which may be deemed nuisances and pose potential health and safety threats; and

WHEREAS, the Board finds that heavy truck traffic between frac sand mining sites and frac sand storage, processing and shipping points may expose neighboring landowners and the traveling public to increased risk of accident where the roads are not designed for heavy truck traffic, lack needed turn lanes, and where dust generated by trucks on gravel roads may interfere with vision; and

WHEREAS, the Board finds that concerns have been raised about the potential health risks of silica dust generated by the mining, transportation, processing, and storage of frac sand which should be studied and addressed prior to the issuance of new permits allowing frac sand mining in Allamakee County; and

WHEREAS, the Board finds that the St. Peter and Jordan sandstone formations are aquifers providing drinking water to residents of Allamakee County, that protection of the quality of those aquifers is of crucial importance to the County, and that the potential impact of frac sand mining and processing on the integrity of those aquifers requires study; and

WHEREAS, the Board finds that frac sand mining operations may threaten sites of archaeological significance, including but not limited to Indian burial grounds on bluffs adjoining river valleys; and

WHEREAS, the Board finds that a temporary emergency exists as a result of the potential problems posed by this new land use issue; and

WHEREAS, the Board finds that a moratorium on the consideration and issuance of conditional use permits for new frac sand extraction permits and frac sand processing operations until July 1, 2014 would preserve the status quo for a reasonable time while the County studies these potential problems and adopts any appropriate amendments to the Allamakee County Comprehensive Plan and Zoning Ordinance. The imposition of a temporary moratorium on new frac sand development while the comprehensive plan and zoning ordinance are amended will help to accomplish the purpose of the expected new zoning regulations by giving them the broadest possible applicability and preventing interim development that is inconsistent with the new regulations.

WHEREAS, proprietors of existing extraction pits for the production of limestone and dolomite and for the production of deposits of construction sand will not be prejudiced by the imposition of a moratorium concerning frac sand.

THEREFORE, THE BOARD OF SUPERVISORS OF ALLAMAKEE COUNTY, IOWA, ORDAINS:

1.) Definitions: The following definitions shall apply for purposes of this ordinance:

a.) "Industrial sand" or "frac sand" shall mean high purity silica sand which, when processed, is suitable for use as a proppant in the enhancement of oil and gas wells by means of injection

fracturing. All sand mined from the St. Peter and Jordan sandstone formations shall be included within this definition.

b.) "Construction sand" shall mean sand that is predominantly produced and used for local construction purposes, such as asphalt or concrete. All existing sand pits containing alluvial sand shall be included within this definition.

2.) Imposition of Temporary Moratorium on Applications for Permits and Licenses Related to Frac Sand Related Extraction Pits.

Upon the adoption of this Ordinance, a temporary moratorium ending July 1, 2014 is imposed upon the consideration or approval of all applications for conditional use permits required by Section 302.6 and 305.1 of the Zoning Ordinance for (1) new extraction pits for frac sand or materials overlying frac sand; and (2) new conditional use permits for the washing, refining, processing, storing, or stockpiling of frac sand. This moratorium also temporarily prohibits new conditional use permits or site plan approvals required by Section 302.5 of the Zoning Ordinance for removal of frac sand or materials overlying frac sand from the Bluffland Impact Zone or the Bluffland Protection District. During the moratorium period, the Allamakee County Zoning Administrator, Allamakee County Board of Adjustment, and Allamakee County Planning and Zoning Commission are directed to refuse to accept for filing, and/or review, any applications for conditional use permits or site plan approvals for:

- a.) new extraction pits containing frac sand, and
- b.) sites or facilities designed for the washing, refining, processing, storing, or stockpiling of frac sand.

The burden of proving that the above applications do not involve frac sand production or processing shall fall upon the applicant for any such permits or approvals.

3.) Study and Adoption of Proposed Amendments and Regulations. Before the expiration of the moratorium imposed by this Ordinance, the Allamakee County Zoning Administrator and Allamakee County Planning and Zoning Commission, working with the Allamakee County Attorney, shall investigate, hold hearings, and prepare appropriate recommendations for amendments to the Allamakee County Comprehensive Plan and Zoning Ordinance to address issues related to frac sand mining and processing.

4.) The Allamakee County Board of Supervisors finds, determines, and declares that passage of this Moratorium Ordinance is necessary for the immediate preservation of the public peace, health, and safety in order to prevent the consideration of applications and issuance of conditional use permits for frac sand mining operations before Allamakee County has had a reasonable opportunity to study frac sand issues and to amend its comprehensive plan and zoning ordinance. Failure to immediately impose the moratorium provided for in this Ordinance will potentially allow such applicants to obtain permits and acquire certain rights with respect to frac sand mines before Allamakee County has had a reasonable opportunity to consider appropriate amendments thereto. The Allamakee County Board of Supervisors further determines that the adoption of this Ordinance is in the best interest of the citizens of Allamakee County.

5.) The Allamakee County Board of Supervisors hereby finds, determines and declares that it has the power to adopt this Ordinance pursuant to: Iowa Code Chapter 331, Section 501.1 of the

Allamakee County Zoning Ordinance, and pursuant to the authority found in the Iowa Supreme Court case of *Geisler v. City Council Cedar Falls, 769 N.W.2d 162 (Iowa 2009)* .

6.) The opening of a new extraction pit for the extraction of frac sand, or the opening of a new facility for the processing or stockpiling of frac sand begun in violation of this Moratorium shall be deemed a violation of the Allamakee County Zoning Ordinance and shall be punishable under the provisions described in Chapter 6 of that ordinance. As provided in Section 601 of the Allamakee Zoning Ordinance, each day of such continued violation shall constitute a separate offense.

8. Repealer. All Ordinances or parts of Ordinances in conflict with this Zoning Ordinance Amendment or inconsistent with the provisions of this Ordinance Amendment, are hereby temporarily repealed to the time and extent necessary to give this temporary Moratorium Ordinance full force and effect.

9. Effective date. This Ordinance shall become effective immediately after its final passage, approval, and publication by law, and shall remain in effect until July 1, 2014, unless repealed prior to that date.

PASSED BY THE BOARD OF SUPERVISORS ON THE 4th day of February, 2013.

Larry Schellhammer,
Chairperson, Allamakee County Board of Supervisors

ATTEST: _____
Denise Beyer, Allamakee County Auditor

Schellhammer stated the motion carried and is effective as of today's vote, February 4, 2013.

Tom Blake stated that the Planning and Zoning Commission will start doing research and study and come back to the supervisors with recommendations. Ric Zarwell of the Allamakee County Protectors thanked the Board for their action. Robert Nehman gave the Board information regarding decisions made by several municipalities and communities opposed to frac sand mining.

At 11:15am the Board moved into budget meetings with department heads to discuss budgets for FY14.

At 2:00pm the Board met with Jane Regan for a review of the County's property/casualty insurance policies.

Following the meeting with Regan, the Board moved back into budget meetings to look at fund balances, percent of carryover needed, and levy amounts.

Board adjourned to meet on Tuesday, February 5, 2012 for budget meetings. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
FEBRUARY 5, 2013**

Board met as preadjourned. Budget work sessions were held with department heads to discuss budgets for FY14. The Board also discussed fund balances and levy amounts.

Board adjourned to meet on Thursday, February 7, 2012. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, FEBRUARY 7, 2013**

Board met as preadjourned. Board members present Schellhammer and Strub present. Koenig arrived at 9:20. All members voting "AYE" unless noted.

13.052 Motion by Schellhammer and second by Strub to approve agenda, with changes to dates of minutes being approved and approve minutes of Jan 28- Feb 1, 2013, January 31, 2013, February 4, 2013 and February 5, 2013. Motion carried.

Dave Mooney and Bev Larson-Needham present.

Dave Mooney informed the Board that Burnell Sorum will be going to part-time (25 hrs/wk max.). Dave asked for raises to bring all 3 of his employees in his department to \$12.00/hr. effective March 11, 2013.

13.053 Motion by Strub and second by Schellhammer to take recommendation of Dave Mooney and make pay \$12.00/hr for all 3 employees in Solid Waste department, effective March 11, 2013. Motion carried.

Tom Blake present. He presented the Timothy M. O'Regan Trust & Joanne Liddiard plat for approval.

13.054 Motion by Strub and second by Koenig to approve the plat for Timothy M. O'Regan Trust and Joanne Liddiard. Motion carried.

RESOLUTION # 13.054
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
O'Regan, Timothy M Trust & Liddiard, Joanne

WHEREAS, O'Regan, Timothy M Trust & Liddiard, Joanne, owner(s) as of the February 7, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4-SW1/4) OF SECTION 23, 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 February 7, 2013:

1. That the final subdivision plat submitted by in O'Regan, Timothy M Trust & Liddiard, Joanne, 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 February 7, 2013.

ATTEST:

Chairperson

County Auditor

Lora Friest and Brian Ridenour present.

13.055 Motion by Strub and second by Koenig to accept Brennan Construction's bid of \$25,295.02 for the Ash Acres bridge deck repair project. Motion carried.

13.056 Motion by Strub and second by Koenig to name Beneke & Associates as Health Insurance Broker and Flex Plan Administrator, and Gundersen Lutheran as Health Insurance carrier, to make \$576/mo per employee the county contribution to the Cafeteria/Flex Benefit Plan and to change the maximum amount allowed for employee contributions to Flex Plan to \$2500 from \$2000. Motion carried.

Mike Gallagher present.

Lora Friest of Northeast Iowa Resource Conservation and Development discussed what RC&D does and presented a handout explaining their mission and project areas. Supervisor Strub expressed interest in becoming a member of the Driftless Area Scenic Byway Board.

Mike Gallagher has placed a 2-week ad in the paper for part-time janitor help. He requested that the Board approve a raise for his current part-time person to \$10.25/hr. He would like the new employee to start at \$10.00/hr.

13.057 Motion by Strub and second by Koenig to increase the current part-time custodial staff wage to \$10.25/hr effective February 11, 2013. Motion carried.

Larry Schellhammer recommended tabling the consideration of FY 14 salaries until 2pm after they've had time to look at budget numbers some more.

13.058 Motion by Schellhammer and second by Strub to table consideration of FY14 salaries for elected officials, department heads and non-union employees until 2p.m. today. Motion carried.

The Board then moved into budget meetings. The percent of raises was considered. Chris Gavin from Auditor's office shared some comparison charts on taxable valuations, revenues, expenses and levies from past years. The General Basic levy has been at the maximum \$3.50 for several years and as much as possible has been done to move allowable expenses out of the General Basic fund. The Board believes they may need to consider taking necessary action to go over the max \$3.50 levy for this fund when budgeting for FY15. Rural Services levy and General Supplemental levy were also discussed.

13.059 Motion by Koenig and second by Schellhammer to reduce the Compensation Board's recommendation by 25% to 3.75% for Board of Supervisors and 3% for the remainder of elected officials. Roll call vote was taken. Schellhammer-aye, Koenig-aye, Strub-aye. Motion carried.

Board adjourned to meet on Tuesday, February 19, 2012. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, FEBRUARY 19, 2013**

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

13.060 Motion by Strub and second by Koenig to approve Feb. 7, 2013 minutes and today's agenda. Motion carried.

Dave Mooney, Jim Janett and Brian Ridenour present.

Brian Ridenour talked about Alliant Energy wanting the County to vacate County Road 527 or change the classification. Now it is a level A, open to all. Changing it to level B or C would be options. The options and differences were discussed and the Board will not take any action at this time.

Brian Ridenour presented bids for 2 new trucks for his departments.

13.061 Motion by Strub and second by Koenig to accept the bid from Torkelson's of Waukon for 2 new trucks @\$23,769 each. Motion carried.

13.062 Motion by Strub and second by Koenig to authorize final payment for Bear Creek bridge project to Washington Iowa Bridge & Culvert. Motion carried.

13.063 Motion by Schellhammer and second by Strub to table the consideration of Brennan Construction contract. Motion carried.

13.064 Motion by Strub and second by Koenig to approve the 2013 parades to use County Roads as detours. Motion carried.

Colleen Gragg and Tom Blake present.

13.065 Motion by Strub and second by Schellhammer to appoint Colleen Gragg to Planning & Zoning Commission. Motion carried.

13.066 Motion by Strub and second by Koenig to set time and date for Public Hearing for County Social Services Management Plan for Monday, March 18 at 9:15am. Motion carried.

13.067 Motion by Strub and second by Koenig to approve the plat for Darrell & Mary A. Henning. Motion carried.

RESOLUTION # 13.067
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Henning, Darrell & Mary A

WHEREAS, Henning, Darrell & Mary A, owner(s) as of the February 19, 2013, 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) OF SECTION 32, TOWNSHIP 97 NORTH, RANGE 6 WEST OF THE FIFTH PRINCIPAL MERIDAN, 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 February 19, 2013:

4. That the final subdivision plat submitted by in Henning, Darrell & Mary 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.

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 February 19, 2013.

ATTEST:

Chairperson

County Auditor

13.068 Motion by Strub and second by Koenig to approve the plat for John T & Katina T Schwartzhoff. Motion carried.

RESOLUTION # 13.068
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Schwartzhoff, John T & Katina T

WHEREAS, Schwartzhoff, John T & Katina T, owner(s) as of the February 19, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER IN SECTION 5, 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 February 19, 2013:

1. That the final subdivision plat submitted by in Schwartzhoff, John T & Katina T, 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 February 19, 2013.

ATTEST:

Chairperson

County Auditor

13.069 Motion by Strub and second by Koenig to approve the plat for Collins Family Trust. Motion carried.

RESOLUTION # 13.069
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Collins Family Trust

WHEREAS, Collins Family Trust, owner(s) as of the February 19, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 OF LOT 3 IN THE FRACTIONAL NORTHWEST QUARTER OF THE NORTHEAST QUARTER (FRL. NW₁/4-NE₁/4) OF SECTION 2, TOWNSHIP 98 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 February 19, 2013:

1. That the final subdivision plat submitted by in Collins Family Trust, 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 February 19, 2013.

ATTEST:

Chairperson

County Auditor

Teresa Dehning from Helping Services present. She read the proclamation for Teen Dating Violence Awareness and Prevention Month.

13.070 Motion by Strub and second by Koenig to sign the proclamation to make February Teen Dating Violence Awareness & Prevention Month. Motion carried.

Jill Kistler, Clark Mellick, Jean Bossom & Maxine Grotegut present.

Jill Kistler talked about the 24/7 offenders program for sobriety. They set a time for a webinar to learn more about the program.

13.071 Motion by Strub and second by Koenig to accept the contract with Henry M. Adkins & Son, Inc. to purchase new voting equipment. Motion carried.

13.072 Motion by Koenig and second by Schellhammer to appoint Sherry Strub to the Driftless Area Scenic Byway Board. Motion carried.

13.073 Motion by Koenig and second by Strub to accept the recommendation of the Compensation Board to increase the Board of Supervisor's Chair stipend by \$300, to \$1000 annually. Motion carried.

13.074 Motion by Strub and second by Koenig to increase salaries for Department Heads and Non-Union employees by 3% excluding Auditor's Clerk, Motor Vehicle Clerk and Veterans Affairs Administrator and employee. Motion carried.

13.075 Motion by Strub and second by Koenig to increase Auditor's Clerk wage to \$11.50/hour, increase the Motor Vehicle Clerk to 25 hrs/wk @ 60% of Treasurer's salary, and to increase the Veterans Affairs Administrator to \$30,620 annually and the Veterans Affairs employee to \$23,242 annually. Motion carried.

13.076 Motion by Strub and second by Koenig to set Public Hearing of FY14 proposed budget for Monday March 11 @ 10:00am. Motion carried.

13.077 Motion by Strub and second by Koenig to approve wage of \$30,000 to Victim Witness Coordinator pending approval of the Victim Witness Coordinator grant. Motion carried.

Brian Ridenour presented a copy of architect's report to the Board.

Board adjourned to meet on Monday, February 25, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, FEBRUARY 25, 2013

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

13.078 Motion by Strub and second by Koenig to approve proposed Feb. 25, 2013 agenda and Feb. 19, 2013 minutes. Motion carried.

During Public Comment time Greg Koetter from Clayton County was present and talked to the Board about how well Allamakee County maintains its County roads. He has an ongoing issue with the snowplow driver in Clayton County not plowing all the way up to his property and no action has come from talking to anyone. He asked the Supervisors how he should proceed and they recommended he set up a meeting time with the Clayton County Supervisors, Engineer and the snow plow driver to try to resolve it that way. He thanked the Board for their time.

Bruce Palmborg and Brian Ridenour present.

Bruce talked to the Board about authorizing the execution of the Grant-In-Aid Agreement to support the nomination of downtown Lansing to the National Register of Historic Places. The county is the Certified Local Government for the grant, but no money is required from the county.

13.079 Motion by Strub and second by Koenig to execute the Grant-In-Aid agreement for the CLG grant. Motion carried.

Brian Ridenour notified the Board of the retirement of Kim Walsh after 33 years with the County, effective April 15, 2013.

13.080 Motion by Strub and second by Koenig to accept Kim Walsh's retirement effective April 15, 2013. Motion carried.

Brian Ridenour accepted applications for Civil Engineering Technician. He recommends hiring Joshua Miller at \$18.39/hour.

13.081 Motion by Strub and second by Koenig to hire Joshua Miller effective February 28, 2013 as full-time Civil Engineering Technician at \$18.39/hour. Motion carried.

13.082 Motion by Strub and second by Koenig to accept the contract and bond for Brennan Construction for bridge repair project at Ash Acres. Motion carried.

13.083 Motion by Strub and second by Koenig to table approval of liquor license for The Old Rossville Store pending insurance notification. Motion carried.

Jan Heikes and Tom Blake present.

Jan Heikes needs a total of 9 members for her Citizens Advisory Board. She will let Denise Beyer know of openings so it can be posted to the County website.

The Supervisors and Auditor Denise Beyer went through the most recent list of Boards and Commissions and updated names and term expirations as necessary. Updates will be made and kept updated by Auditor Beyer.

Board took a break and reconvened at 11:00 to discuss Workmen's Comp and Umbrella insurance.

Jane Regan and Brian Ridenour present.

Jane Regan mentioned Argent, an insurance company specializing in Workmen's Comp, has an interest in submitting a quote for the County's Workmen's Comp insurance. Argent has stepped up loss control and return-to-work policies and is proactive about safety meetings and trainings. EMC is the County's current Workmen's Comp insurance company. Jane needs to know by March 1 how the County wants to proceed for Workmen's Comp insurance. Jane will get the quote from Argent and bring the EMC and Argent quotes to a meeting on Thursday morning, Feb. 28 at 9:15am so the Board can consider which company to proceed with.

Jane and the Board also discussed increasing the County's umbrella insurance policy. After discussion and the understanding that the County can change the amount of the umbrella policy at any time during the year, the Supervisors agreed to allow the umbrella to stand at the current coverage amount.

Board adjourned to meet on Thursday, February 28, 2013 at 9:15am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, FEBRUARY 28, 2013**

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

13.084 Motion by Strub and second by Koenig to approve proposed agenda with possibility of cancelling 10:00 meeting. Motion carried.

Jane Regan and Brian Ridenour present.

Jane shared some handouts from Argent regarding their loss control recommendations for Workmen's Compensation insurance such as an aggressive return-to-work program, DOT physicals, a county-wide executive safety committee and a county-wide review of OSHA and other safety programs. Argent also would have someone here about 3 times a year to help with instruction, safety and training. Argent's quote was \$122,370 and EMC's quote was \$123,316 both due in two semi-annual payments. Both companies pay dividends if you have a low experience rate. If the County's experience rate goes over 1.0 then they are subject to surcharges and County is currently at a 0.97.

13.085 Motion by Strub and second by Koenig to go with Argent for Workmen's Comp insurance. Motion carried.

10:00 meeting at VMH was cancelled due to Jan Heikes being ill.

Board adjourned to meet on Monday, March 4, 2013 at 9:00am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 4, 2013**

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

13.086 Motion by Schellhammer and second by Strub to approve proposed agenda and minutes of February 25, 2013 and February 28, 2013. Motion carried.

Clark Mellick and Mike Gallagher present.

Mellick presented some bids on updating the panic alarm system. He also presented a bid for 3 additional security cameras and a keyless entry system for 2 doors. Gallagher expressed wanting to begin unlocking the courthouse doors at 7:45am instead of 7:00am and locking them at 4:15pm instead of 4:45pm. The Board concurred.

13.087 Motion by Koenig and second by Strub to approve the liquor license for The Old Rossville Store. Motion carried.

13.088 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for S&P II Enterprise, LLC. Motion carried.

13.089 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Eric Weymiller. Motion carried.

13.090 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Gibbs Dairy. Motion carried.

Tom Blake and Doug Mullen present.

Blake presented 2 applications for opening on Board of Adjustment to fill Carlton Larsen's term: Dennis Keatley and Douglas Mullen.

13.091 Motion by Strub and second by Koenig to appoint Doug Mullen to Board of Adjustment with term expiring 12/31/13. Motion carried. Schellhammer-Nay; Strub-Aye; Koenig-Aye.

13.092 Motion by Strub and second by Koenig to approve the plat for George C. and Lorna K. Miller. Motion carried.

RESOLUTION #13.092
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Miller, George C & Lorna K

WHEREAS, Miller, George C & Lorna K, owner(s) as of the March 4, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 97 NORTH, RANGE 6 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY, IOWA SECTION , TOWNSHIP RANGE , 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 March 4, 2013:

7. That the final subdivision plat submitted by in Miller, George C & Lorna K, 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 March 4, 2013.

ATTEST:

Chairperson

County Auditor

13.093 Motion by Strub and second by Koenig to approve the plat for Rodney J. and Janet M. Hess. Motion carried.

RESOLUTION #13.093
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Hess, Rodney J & Janet M

WHEREAS, Hess, Rodney J & Janet M, owner(s) as of the March 4, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 OF LOT 3, LOT 1 OF LOT 2, AND LOT 2 OF LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE1/4-NW1/4); AND LOT 'C', LOT 1 OF LOT 'D' AND LOT 2 OF LOT 'D' IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE1/4-NW1/4); ALL IN SECTION 25, TOWNSHIP 99 NORTH, RANGE 4 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ALLAMAKEE COUNTY, IOWA SECTION , TOWNSHIP RANGE , 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 March 4, 2013:

1. That the final subdivision plat submitted by in Hess, Rodney J & Janet M, 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 March 4, 2013.

ATTEST:

Chairperson

County Auditor

Brian Ridenour present.

13.094 Motion by Koenig and second by Strub to approve the change to Traveler’s Casualty and Surety Company of America for Public Official’s and Employee Blanket Bond. Motion carried.

Ridenour presented bids for pavement marking paint quotes. AAA Striping Service out of St. Michael, MN has low bid at \$57,577.52.

13.095 Motion by Strub and second by Koenig to accept bid from AAA Striping Service out of St. Michael, MN for pavement marking. Motion carried.

Jill Kistler, Brian Ridenour and Jared Bucksa present.

Ridenour presented Motor-Grader quotes and the plan to trade two 5-year old motor- graders for two new motor- graders. Ridenour recommends 2 CAT 140M2 motor- graders. Jared Bucksa from CAT spoke about the CAT machines. Ridenour says parts/service from Ziegler in Postville are exceptional along with training provided to operators.

13.096 Motion by Strub and second by Koenig to approve the purchase of two 2013 CAT 140M2s with trade-in of 2 machines at a net of \$223,000. Motion carried.

Jill Kistler informed Board she would be placing an ad for a part-time legal secretary/paralegal, if she could move the current part-time Victim Witness Coordinator to full-time to train on collections. If she cannot change VWC to full-time she will need legal secretary/paralegal full-time. Schellhammer recommended advertising for part-time to see what applicants she gets.

Board took break until 11:30.

Brian Ridenour and Rick Zahasky present.

Board of Supervisors met with Rick Zahasky and Brian Ridenour regarding Union contracts.

The Board then sat in on a webinar with Jill Kistler, Dick White, Clark Mellick, and Bob Thorsten about the 24/7 Offender’s program.

Board adjourned to meet on Monday, March 11, 2013 at 9:00am. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 11, 2013

Board met as preadjourned. Board members present Schellhammer, Koenig and Strub. All members voting "AYE" unless noted. *Koenig left at 10:15.

13.097 Motion by Strub and second by Koenig to approve the agenda and minutes of the March 4, 2013 meeting. Motion carried.

Deb Winke was present and talked to the Board about doing a project to convert some old paper documents to digitized images for easier access and preservation by a company called AmCad out of Rock Island IL.

13.098 Motion by Strub and second by Koenig to disallow Homestead Credits for Milton G & Genevieve Wild and Olive M. Burmeister & Toni A. Gallo. Motion carried.

Jim Janett present. Board reviewed the applications for the vacancy on the County Conservation Board – Jeanie Carroll and Susan Stirn. Term is for 5 years.

13.099 Motion by Koenig and second by Strub to appoint Jeanie Carroll to the Allamakee County Conservation Board. Motion carried. Roll call vote: Koenig-aye; Strub-aye; Schellhammer-aye.

Edna Haskovec was present. She presented a letter of support for the Board of Supervisors to consider signing in favor of keeping Camp Tahigwa open. The Eastern Iowa/Western Iowa Council of Girl Scouts is recommending closing all 4 Girl Scout camps in Eastern Iowa.

13.100 Motion by Schellhammer and second by Strub to sign and send a letter of support to keep Camp Tahigwa open. Motion carried.

Brian Ridenour present. Ridenour presented the bids for 2 projects which were let through the IDOT.

13.101 Motion by Strub and second by Koenig to accept bid from Mathy Construction Co. for asphalt resurfacing and shoulder paving of Old State Hwy 364 (now Co Rd X52) in amount of \$4,606,275.12 and accept bid from Brennan Construction Co. for Irish Hollow Bridge replacement in amount of \$226,177.00. Motion carried.

Mary Ament, Mary Egan, Jan Heikes, Kim Waters, Deb Winke, Ann Burckart, Lori Hesse, Jim Janett, and Laurie Moody present.

13.102 Motion by Strub and second by Koenig to open Public Hearing for FY14 budget. Motion carried.

Questions were answered on the total levy amount, the total property taxes and total expenses for the FY14 budget. No other comments were made.

Supervisor Koenig left for a funeral.

13.103 Motion by Schellhammer and second by Strub to close the Public Hearing. Motion carried.

Board adjourned to meet on Monday, March 18, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 18, 2013**

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

13.106 Motion by Strub and second by Koenig to approve the agenda and minutes of the March 11, 2013 meeting. Motion carried.

Jeff and Mary Abbas present for Public Comment time. Abbas' thanked the Board for being in Des Moines and leading the presentation on frac sand mining at ISAC Spring School. Larry Schellhammer shared a letter from Makee Manor Board of Directors announcing their closing effective April 17, 2013.

Jan Heikes, Mary Egan, Mary Ament and Janel Clarke present.

13.107 Motion by Strub and second by Koenig to open the Public Hearing for County Social Services Management Plan. Motion carried.

Jan Heikes highlighted different parts of the plan as it was published.

13.108 Motion by Strub and second by Koenig to close the Public Hearing for County Social Services Management Plan. Motion carried.

13.109 Motion by Strub and second by Koenig to approve the current County Social Services Plan. Motion carried.

13.110 Motion by Strub and second by Koenig to approve the proposed County Social Services Plan including Crisis Stabilization. Motion carried.

13.111 Motion by Strub and second by Koenig to table the 9:30 Agenda item – Consideration of changes to the Winneshiek-Allamakee 28E Agreement. Motion carried.

Shelly Howe present. She gave a Upper Explorerland Regional Planning Commission update.

Tom Blake present. Tom presented the Board with a letter from Doug Mullen announcing his resignation from Board of Adjustment.

13.112 Motion by Strub and second by Koenig to accept resignation of Doug Mullen from Board of Adjustment. Motion carried.

13.113 Motion by Strub and second by Koenig to approve final subdivision plat for Lyle and Barbara Guese. Motion carried.

RESOLUTION #13.113
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Lyle & Barbara Guese

WHEREAS, Lyle & Barbara Guese, owner(s) as of the March 18, 2013, has submitted the attached Final Plat and supporting documents representing: Lot 1 in the SW 1/4 - NW 1/4 and Lot 1 of 1 in the NW 1/4 - SW 1/4 of Section 4 - T96N - R6W, 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 March 18, 2013:

1. That the final subdivision plat submitted by in Lyle & Barbara Guese, 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 March 18, 2013.

ATTEST:

Chairperson

County Auditor

Mike Gallagher present. Mike informed the Board he interviewed for the part-time custodian opening. He recommends hiring Matt Beisker at \$10.00/hr. during probationary period, and he would work about 17 hours/week.

13.114 Motion by Strub and second by Koenig to hire Matt Beisker part-time in custodial department at \$10.00/hour starting March 20, 2013. Motion carried.

Brian Ridenour present. Consideration was given for signing resolution for Roadway Embargo. This is passed every year and effective when posted by Engineer. Discussion was held with Engineer Ridenour about the condition of some of the gravel roads in the county. They discussed testing different sizes of gravel (1, 2, and 3"). Ridenour said he can upgrade if that's what the supervisors want him to do. Ridenour said his department would be working hard this week on roads before embargo goes into effect.

13.115 Motion by Strub and second by Koenig to approve Resolution for Roadway Embargo. Motion carried.

13.116 Motion by Strub and second by Koenig to table Consideration of contract and bond for both Brennan and Mathy Construction. Motion carried.

Board adjourned to meet on Monday, March 25, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MARCH 25, 2013

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

13.117 Motion by Strub and second by Koenig to approve the agenda and minutes of the March 18, 2013 meeting. Motion carried.

Jeff Abbas present for Public Comment time. He had some zoning questions about a rail spur south of New Albin near Blackhawk Rd and Hwy 26.

Mary Egan and Jan Heikes present.

Heikes presented the 28E Agreement for County Social Services (CSS). Supervisor Strub asked about the reporting Allamakee County would get going forward about how many Allamakee residents are being served and the costs associated with the services. Heikes indicated some form of this information would be provided at the monthly meetings. Heikes recommended that the Board accept and sign the 28E agreement with County Social Services.

13.118 Motion by Strub and second by Koenig to approve the Resolution to join 28E agreement for Mental Health and Disability Services Network called County Social Services. Roll call vote: Strub – aye, Koenig – aye, Schellhammer – aye. Motion carried.

Supervisor Koenig asked what happens if the money in CSS runs out. Heikes stated they would start waiting lists like they do now. The Board and Heikes agreed that Heikes will need to push for services in Allamakee County to stay at the same level they are now.

Heikes passed out agenda for the monthly CSS Board meeting, which is on Wednesday. They meet 4th Wednesday of each month from 10-12pm, rotating alphabetically through the counties. Heikes will find out if CSS or Allamakee County would be responsible for paying the mileage for these meetings, as some would be 3 hours or more away.

13.119 Motion by Schellhammer and second by Strub to appoint Koenig as representative on 28E/CSS Board and Strub as alternate. Motion carried.

Tom Blake present. Board needs to make appointment to Board of Adjustment to fill vacancy created by resignation of Doug Mullen. One application from Dennis Keatley.

13.120 Motion by Strub and second by Koenig to appoint Dennis Keatley to Board of Adjustment. Motion carried.

13.121 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan updates for Adam Grove, Herman Family LP, and Red Ink Ranch. Motion carried.

13.122 Motion by Strub and second by Koenig to approve contract with Town & Country Sanitation. Motion carried.

Dewey Snitker and Sheriff Clark Mellick present. Snitker has requested that \$140 minimum per month be paid to keep the dog pound open, which Snitker operates. Currently the contract is for \$10 per dog per day with no minimum. If the County takes him a dog he typically keeps it for 7 days = \$70. Then it is turned over to PAWS. The County averages 2 dogs a month at the dog pound. With the requested change, if less than 2 dogs are taken to Snitker in a month, the County would still pay the minimum \$140 fee. If more than 2 dogs are taken to Snitker, the \$10 per day, per dog, fee would be paid.

Supervisors will consider signing the amended contract at April 1 meeting when amended contract is presented.

Clark Mellick brought up the fact that Makee Manor currently provides jail meals. With the closing of Makee Manor, a new provider will be needed. If new provider is within 5 miles, Sheriff's department can pick up the meals. If further than 5 miles, they would need to be delivered to the Sheriff's department. Any possible providers would need to have a dietician on staff and provide meals 365 days a year. Good Sam, Northgate and Veterans Memorial Hospital are possibilities. Mellick will put an ad in the newspaper to accept bids.

13.123 Motion by Strub and second by Koenig to approve voiding of outstanding warrants as presented. Motion carried.

Engineer Brian Ridenour present. Bids have already been approved for all the projects for which contract and bonds are being presented today.

13.124 Motion by Strub and second by Koenig to approve contract and bond for Brennan Construction. Motion carried.

13.125 Motion by Strub and second by Koenig to approve contract and bond for Mathy Construction. Motion carried.

13.126 Motion by Strub and second by Koenig to approve contract and bond for AAA Striping Service. Motion carried.

Ridenour then talked to the Board about his 5-year construction plan with the Iowa DOT. Ridenour also stated that the 5 year plan often becomes a 10 year plan, as some projects become more expensive or extensive than planned which causes things to get pushed back or moved around.

Other items Ridenour mentioned included the 6-County meeting on April 4 from 9-1pm and Alliant Energy's desire for a formal response from the Board on their decision on vacating/reclassifying Co Rd 527. Embargoes went up today, March 25 – licensed semis are NOT exempt even for ag reasons but implements of husbandry are exempt. The Supervisors then went with Ridenour to look at road projects.

Board adjourned to meet on Monday, April 1, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 1, 2013**

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

13.127 Motion by Strub and second by Koenig to approve the agenda and minutes of the March 25, 2013 meeting. Motion carried.

Jeff Abbas, Bob Malli, Tom Blake and Jack Sweeney present. Malli inquired about Makee Manor and the Board informed him that they are talking with people about possibilities for the building. Jack Sweeney mentioned he has had some inquiry about Makee Manor. Abbas informed the Board that he visited Pattison Sand Co. Tom Blake has been in contact with some other mines in Minnesota about potential visits. Blake also invited Supervisors to a meeting, Planning & Zoning for Local Officials, on April 8 in Dubuque. Supervisors received a letter from Taylor Township Trustees regarding the Mississippi River Trail.

13.128 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan updates for Gibbs Dairy and Kent Schultz. Motion carried.

13.129 Motion by Strub and second by Koenig to approve the fireworks permit for J&M Displays/Mark Raitzer for New Albin Days. Motion carried.

13.130 Motion by Strub and second by Koenig to approve the plat for Jerry W. and Anna Marie Ewing. Motion carried.

RESOLUTION # 13.130
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Jerry W & Anna Marie Ewing

WHEREAS, Jerry W & Anna Marie Ewing, owner(s) as of the April 1, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW/14-SW1/4) AND LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4-SW1/4); BOTH IN SECTION 20, 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 April 1, 2013:

1. That the final subdivision plat submitted by in Jerry W & Anna Marie Ewing, 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 April 1, 2013.

ATTEST:

Chairperson

County Auditor

Tom Blake brought up a zoning issue with Lot 7 of the NE ¼ of the NE ¼, Section 7, T97N, R5W. Olympus Media owns the billboard that is there. The zoning has been changed on that section, Blake believes inadvertently, and the state DOT will not renew Olympus Media's permit for the billboard until zoning is changed back. Board needs to set a Public Hearing date and time to change the zoning.

13.131 Motion by Strub and second by Koenig to set Public Hearing for Olympus Media rezoning at 9:30am on Monday, April 22, 2013. Motion carried.

13.132 Motion by Strub and second by Schellhammer to appoint Dennis Koenig to the Upper Explorerland Regional Housing Authority Board. Motion carried.

Clark Mellick present. Mellick presented the amended dog pound contract.

13.133 Motion by Strub and second by Koenig to approve the amended contract for DuWayne Snitker dog pound. Motion carried.

13.134 Motion by Strub and second by Koenig to approve the Auditor's appointment of Chris Gavin as First Deputy Auditor, Bev Larson-Needham as Elections Deputy, and Kelly Ryan-Urell as Clerk. Motion carried.

13.135 Motion by Strub and second by Koenig to go into closed session pursuant to Iowa Code 21.5 (1)(c). Roll call vote: Koenig-aye, Strub-aye, Schellhammer-aye. Motion carried.

13.136 Motion by Strub and second by Koenig to go out of closed session pursuant to Iowa Code 21.5(1)(c). Roll call vote: Koenig-aye, Strub-aye, Schellhammer-aye. Motion carried.

13.137 Motion by Koenig and second by Schellhammer to go into mediation with Rich Updegraff and his clients. Roll call vote: Koenig-aye, Strub-nay, Schellhammer-aye. Motion carried.

Brian Ridenour present. He presented the bid sheet for Bear Creek paving project. Croell has low bid. Ridenour feels this is a good number and recommends the Board accept this bid.

13.138 Motion by Strub and second by Koenig to accept low bid of Croell and Subsidiary for \$2,123,693.39 to pave Bear Creek Drive. Motion carried.

Ridenour mentioned that in the past they used to do “ribbon cuttings” for large projects like this and if the Board wishes to start doing this again, it is possible. Board expressed interest in this.

Ridenour addressed an issue with Winfield Drive, a small stretch of road, now gravel, coming out of Harpers Ferry to Great River Road. The railroad has improved the crossing to a newer timber crossing. It would cost \$84,000 (60% from Iowa DOT, 20% from railroad, 20% from Harpers Ferry) to put in concrete up to the crossing. In 1982 there was an agreement giving the City of Harpers Ferry jurisdiction of this road, so Harpers Ferry would be responsible for about \$17,000 of the cost. The Harpers Ferry mayor, Jerry Valley, told the railroad the city is not interested due to other priorities. Ridenour believes the funding from IDOT and railroad will just go away if the project is not done. He has made attempts to get in touch with Mayor Valley with no response. Supervisors agree that since Harpers Ferry is not interested and they have jurisdiction of this road, it is fine to just let the funding go away.

Ridenour shared a Preliminary Draft of FY2014 IDOT Secondary Road Budget and IDOT 5-year Secondary Road Program and also a map showing the projects. Projects pointed out included, but are not limited to: Irish Hollow Bridge, Bear Creek Drive, Bethel Road Bridge, Prairie Drive paving, Desert Drive Bridge, Norfolk Bridge, Ion Road grading, Dorchester Drive resurfacing. Ridenour explained that there is a point system for funding bridges and roads. He also reminded the Board that the 5-year plan is subject to change.

Board adjourned to meet on Monday, April 8, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, APRIL 4, 2013**

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

13.139 Motion by Schellhammer and second by Strub to approve the liquor license for Waterville Store Bar and Grill. Motion carried.

Board adjourned to meet on Monday, April 8, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 8, 2013

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

13.140 Motion by Strub and second by Koenig to approve the agenda, with changes, and minutes of the April 1, 2013 and April 4, 2013 meetings. Motion carried.

Jill Kistler present. Kistler asked the Board for payment for some help she has had in her office for organization and cleaning while she was without a legal secretary.

13.141 Motion by Koenig and second by Strub to pay \$595 to Evonne Kistler. Motion carried.

Al Lyon present. Lyon presented a plan for the Civil War monument rededication including 130 luminaries and asked for the Board's permission to hold this event on the courthouse lawn.

13.142 Motion by Strub and second by Koenig to approve the rededication of Civil War Monument on June 7, 2013. Motion carried.

Katie Becker and Katie Angel present. Nationally, April is Child Abuse Prevention Month. Becker asked the Board to proclaim April 2013 as Child Abuse Prevention Month in Allamakee County.

13.143 Motion by Strub and second by Koenig to proclaim April as Child Abuse Prevention month. Motion carried.

Jean Bossom and Max Grotegut present. Bossom read and presented the proclamation to the Board of Supervisors asking them to proclaim April as Alcohol Awareness Month and promote awareness in the community.

13.144 Motion by Strub and second by Koenig to proclaim April 2013 as Alcohol Awareness Month. Motion carried.

Chris Dahlstrom present. Dahlstrom presented some examples of name badges for courthouse employees and Veterans Affairs/Relief office to wear while at work. Visitor badges would also be given to anyone in the courthouse for extended periods of time, such as contractors/repairmen.

13.145 Motion by Strub and second by Koenig to require name badges for all County employees in courthouse and Veterans Affairs/Relief offices and for visitors working in the courthouse. Motion carried.

13.146 Motion by Strub and second by Koenig to accept and place on file the Recorder's Quarterly report. Motion carried.

13.147 Motion by Strub and second by Koenig to accept and place on file the Auditor's Quarterly report. Motion carried.

Tom Blake present.

13.148 Motion by Strub and second by Koenig to approve Secondary Roads transfers of \$31,656.00 from General Basic fund and \$455,273.08 from Rural Services fund. Motion carried.

Upon looking at the MMP update paperwork for Glenn Griffin, it was uncertain whether one page required another signature. Auditor Beyer will inquire.

13.149 Motion by Strub and second by Koenig to table the 10:08 agenda item – Manure Management Update plan for Glenn Griffin #1. Motion carried.

13.150 Motion by Strub and second by Koenig to approve plat for Gene C. Kurth. Motion carried.

RESOLUTION # 13.150
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Kurth, Gene C

WHEREAS, Kurth, Gene C, owner(s) as of the April 8, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 5 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 25, 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 April 8, 2013:

That the final subdivision plat submitted by in Kurth, Gene C, 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.

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.

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 April 8, 2013.

ATTEST:

Chairperson

County Auditor

13.151 Motion by Strub and second by Koenig to approve plat for Frances K. Geinzer. Motion carried.

RESOLUTION # 13.151
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Geinzer, Frances K

WHEREAS, Geinzer, Frances K, owner(s) as of the April 8, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER, LOT 4 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER, AND LOT 2 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER, ALL IN SECTION 1, TOWNSHIP 99 NORTH, RANGE 5 WEST; ALSO LOT 2 OF LOT 2 IN THE NORTHEAST QUARTER OF THE OF THE NORTHEAST QUARTER, THE REMAINDER OF LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER, REMAINDER OF LOT 1 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER, LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, ALL IN SECTION 12, 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 April 8, 2013:

That the final subdivision plat submitted by in Geinzer, Frances K, 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.

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.

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 April 8, 2013.

ATTEST:

Chairperson

County Auditor

13.152 Motion by Strub and second by Koenig to approve plat for Frances Geinzer. Motion carried.

Resolution #13.152
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Geinzer, Frances

WHEREAS, Geinzer, Frances, owner(s) as of the April 8, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE FRACTIONAL NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 7, LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 7, LOT 2 AND LOT 3 IN THE FRACTIONAL SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 7, LOT 3 AND LOT 4 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 7, AND LOT 1 IN THE FRACTIONAL NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 18, ALL IN 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 April 8, 2013:

That the final subdivision plat submitted by in Geinzer, Frances, 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.

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.

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 April 8, 2013.

ATTEST:

Chairperson

County Auditor

Brian Ridenour present. Ridenour presented the IDOT budget and the 5-year Secondary Roads Construction program, noting that he added a couple of things to the Construction program since last week's presentation.

13.153 Motion by Strub and second by Koenig to approve FY14 IDOT Secondary Roads budget and the IDOT Secondary Roads Construction program. Motion carried.

13.154 Motion by Strub and second by Koenig to set April 29, 2013 at 9:30am as letting date to take bids for gravel resurfacing. Motion carried.

Board adjourned to meet on Monday, April 15, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, APRIL 11, 2013**

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

Makee Manor Board members present: Jan Ellingson, Stan Straate (President), Dan Cunningham, Jim Klenske, Karen Fossum and Ed Josten.

Jan Ellingson gave an update on residents with those remaining moving by Wednesday, April 17. She has started laying off workers. Some will stay until the end to help with transfers of residents, paperwork, etc. There will be a DHS audit in the middle of May, cost reports that need to be done, records need to be properly taken care of in closing, and they will end with an audit. July 1, 2013 was set as the tentative date when the County will take back control of the building/property. Discussion was held on holding an auction for equipment, furniture, etc. left in the building after the County takes over. Date of auction could be any time after County takes over. A tour of the Makee Manor facility was taken.

Board adjourned to meet on Monday, April 15, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 15, 2013

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

13.155 Motion by Strub and second by Koenig to approve the agenda and minutes of the April 8, 2013 meeting. Motion carried.

Maynard Johnson and Mary Abbas present. Abbas mentioned to the Supervisors that she knows someone from the University of Iowa Health Research Center who will be coming to tour the county on Thursday, April 18. This person is interested in water quality and has also done research on the effects of silica sand on air and water quality. Johnson brought up the money spend on the MRT.

Kim Waters explained her portion of the FY12 Cost Allocation report from Cost Advisory Services and also presented an amended FY13 Projected Cost report for Case Management.

13.156 Motion by Strub and second by Koenig to accept and place on file the Amended FY13 Projected Cost report for Case Management. Motion carried.

13.157 Motion by Strub and second by Koenig to approve the FY12 Cost Allocation report. Motion carried.

Jill Kistler and Jill Meyer present. Kistler recommends the Boards approval of her hiring Jill Meyer for her part-time paralegal position. Meyer has her paralegal degree.

13.158 Motion by Strub and second by Koenig to hire Jill Meyer as new paralegal, with County Attorney determining the wage. Motion carried.

13.159 Motion by Schellhammer and second by Strub to appoint Dennis Koenig and Sherry Strub as alternates to the Transportation Enhancement Committee. Motion carried.

13.160 Motion by Schellhammer and second by Koenig to appoint Sherry Strub as a member of the Emergency Management Board. Motion carried.

13.161 Motion by Strub and second by Koenig to appoint Larry Schellhammer as the alternate to the Emergency Management Board. Motion carried.

2 tax abatements were presented for approval for Joel and Nicole Sires.

13.162 Motion by Strub and second by Koenig to approve the 2 tax abatements for Joel R. Sires, Jr and Nicole L. Sires. Motion carried.

Dave Mooney, Bev Larson-Needham, Tom Blake, Clark Mellick and Jill Kistler present. Dave Mooney asked for clarification of the rate his hourly staff receives when working a holiday. The Personnel Policy Handbook wording in Section 4.8 states that employees working a scheduled holiday shall be paid time and a half for all hours worked.

13.163 Motion by Strub and second by Koenig to clarify the Personnel Policy Handbook that holiday pay is to be employee's regular pay plus time and a half for hours actually worked. Motion carried.

Clark Mellick presented a contract from Allamakee Housing to provide 2 meals per day – lunch and dinner – for \$3.75 per meal. Allamakee Housing was the lowest bid.

13.164 Motion by Strub and second by Koenig to approve contract with Allamakee housing for jail meals @ \$3.75/meal. Motion carried.

Brian Ridenour present.

Tom Blake presented plats for approval.

13.165 Motion by Strub and second by Koenig to approve plat for Ronald A. Leas. Motion carried.

RESOLUTION # 13.165
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Leas, Ronald A

WHEREAS, Leas, Ronald A, owner(s) as of the April 15, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, LOT 2 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER, AND LOT 1, LOT 2 AND LOT 3 IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER, ALL IN SECTION 4, 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 April 15, 2013:

That the final subdivision plat submitted by in Leas, Ronald 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.

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.

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 April 15, 2013.

ATTEST:

Chairperson

County Auditor

13.166 Motion by Strub and second by Koenig to approve plat for Glenn F. & Jodie A. Manning. Motion carried.

RESOLUTION # 13.166
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Manning, Glenn F & Jodie A

WHEREAS, Manning, Glenn F & Jodie A, owner(s) as of the April 15, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 1 OF LOT 1, LOT 3 OF LOT 1, AND LOT 4 OF LOT 1 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 35, LOT 1 AND LOT 2 AND LOT 3 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, LOT 1 IN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, ALL IN 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 April 15, 2013:

That the final subdivision plat submitted by in Manning, Glenn F & Jodie 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.

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.

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 April 15, 2013.

ATTEST:

Chairperson

County Auditor

Tom Blake presented a resolution to change zoning from A1 to I1 for Upper Iowa Rail Port, LLC (Reilly Construction) for property located at 2817 Highway 26, New Albin, IA, also known as Lot 1 of Government Lot 2, Section 15, T100N, R4W and Lots 1 & 2 in the SE ¼ of the SW ¼ and Lot 1 of 1 of Government Lot 10, all in Section 14, T100N, R4W, Allamakee County, IA. Planning and Zoning approved this back in 2010 but not Supervisors. Blake has been in touch with Reilly Construction about this.

13.167 Motion by Strub and second by Koenig to set Public Hearing for 6:30 pm on April 29 in Board of Supervisors room. Motion carried.

Brian Ridenour presented contract and bond from Croell & Subsidiary for Bear Creek Drive project.

13.168 Motion by Strub and second by Koenig to approve contract and bond for Croell & Subsidiary. Motion carried.

Mike Gallagher presented a bid of \$9755 from DeBuhr and Casper for new air conditioning unit for Assessor's office. Supervisor Koenig would like to see some comparative bids. Gallagher will contact others to see if they are interested in submitting bids, including Larry's Plumbing and Heating and B&K Heating and Plumbing.

Deb Winke present with an update on her project to convert some old paper documents to digitized images.

13.169 Motion by Strub and second by Koenig to accept and place on file the MMP update for Glenn Griffin #1. Motion carried.

Board adjourned to meet on Monday, April 22, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 22, 2013

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

13.170 Motion by Strub and second by Koenig to approve the agenda and minutes of the April 11 and April 15, 2013 meeting. Motion carried.

Mary Abbas and Kristi Hager present for public comment. Abbas shared information about a visit she made to a frac sand mine. Hager mentioned she and her husband, Bob, would like to be involved in helping, on the local level, with substance abuse/mental health related cases. When beds are not available, they would be interested in offering a faith-based place of temporary placement.

Jean Bossom present. She presented a copy of a grant for County Substance Abuse Prevention. The grant is in the amount of \$10,000 from Iowa Department of Public Health.

13.171 Motion by Strub and second by Koenig to accept the application for a grant for County Substance Abuse Prevention and move forward with it. Motion carried.

Auditor Denise Beyer made recommendation to set Public Hearing for the FY13 Budget Amendment for May 13, 2013 at 9:30am.

13.172 Motion by Strub and second by Koenig to set Public Hearing for the FY13 Budget Amendment for May 13, 2013 at 9:30am. Motion carried.

Tom Blake present.

13.173 Motion by Strub and second by Koenig to open Public Hearing for Olympus Media rezoning. Motion carried.

Blake explained that Hennessys own the property, which is zoned A1. Shawver Well, adjacent property, is zoned I1. In Allamakee County, billboards are allowed in A1 zoning. The state of Iowa does not allow billboards on A1. Blake also noted that Iowa DOT has approved a different site for Olympus Media billboard and Olympus plans to move sign to new location and not use this location. Hennessys would have to pursue rezoning if they want to.

13.174 Motion by Strub and second by Koenig to close Public Hearing for Olympus Media rezoning. Motion carried.

Chris Dahlstrom and Jeff Abbas present.

13.175 Motion by Koenig and second by Strub to accept and place on file the Veterans Affairs quarterly report. Motion carried.

13.176 Motion by Strub and second by Koenig to accept and place on file the Sheriff's Quarterly report. Motion carried.

Tom Blake explained that the Andrew Thesing plat does not meet zoning requirements and planning and zoning board does not recommend approval.

13.177 Motion by Strub and second by Koenig to disapprove plat for Andrew Thesing. Motion carried.

13.178 Motion by Strub and second by Koenig to approve plat for Patrick J & Kathleen A Connelly. Motion carried.

RESOLUTION #13.178
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Connelly, Patrick J & Kathleen A

WHEREAS, Connelly, Patrick J & Kathleen A, owner(s) as of the April 22, 2013, 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) OF SECTION 5, 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 April 22, 2013:

That the final subdivision plat submitted by in Connelly, Patrick J & Kathleen 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.

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.

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 April 22, 2013.

ATTEST:

Chairperson

County Auditor

Dave Mooney and Mike Gallagher present.

Discussion was held on the condition of the Makee Manor building, possible future uses of the building, and learning more about the upkeep of the facility before the County takes over completely on July 1, 2013. Chris Dahlstrom will talk to Jan Ellingson about the fire alarm system. Larry Schellhammer will contact Dave Schmelzer about putting a bid in for mowing. A contract with Randy Dehli, the former maintenance person for the facility, was discussed so he could train Mike Gallagher and Chris Dahlstrom on necessary issues.

13.179 Motion by Strub and second by Koenig to offer a contract to Randy Dehli for \$360 for training and organizing at Makee Manor. Motion carried.

Board adjourned to meet on Monday, April 29, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 29, 2013

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

13.180 Motion by Strub and second by Koenig to approve the agenda with adjustments and minutes of the April 22, 2013 meeting. Motion carried.

Tom Blake, Chris Fee, Roger Mohn and Brian Ridenour present.

A driveway for David Lien was discussed. Mr. Lien wants a 20-foot driveway, so is seeking a variance from 911 ordinance which states a minimum 22-foot driveway. Roger Mohn, engineer, signed off on his engineer's plan for the driveway, stating that the 20 foot driveway allows "safe and convenient" access.

13.181 Motion by Strub and second by Koenig to approve variance for David Lien driveway. Motion carried.

Greg Bruening, Tyler Bruening, Chad Wiltgen and Chris Wiltgen present.

Strub opened bids for granular resurfacing from Bruening Rock and Wiltgen Construction. Bruening bid on all 5 divisions. Division I: \$7.559/ton for 17,140 tons; Division II: \$7.579/ton for 25,058 tons; Division III: \$7.659/ton for 22,060 tons; Division IV: \$7.449/ton for 27,235 tons; Division V: \$7.659/ton for 16,745 tons. Wiltgen bid only on division IV at \$7.64/ton for 27,235 tons. Ridenour will look over bids and make recommendation next Monday.

IIW, P.C. was the chosen consultant for the Harpers Ferry section of the MRT. The cost estimate of this construction engineering part of the MRT job is \$125,549.

13.182 Motion by Strub and second by Koenig to approve personal services agreement with IIW, P.C. of Dubuque. Motion carried.

13.183 Motion by Strub and second by Koenig to approve Don Bresnahan as Secondary Roads French Creek Maintainer Operator starting at \$16.21/hour. Motion carried.

13.184 Motion by Strub and second by Koenig to approve detour for Dairy Days parade on Monday June 3, 2013. Motion carried.

13.185 Motion by Strub and second by Koenig to approve signing 'General License' with the U.S. Army St. Paul District for the 'Use of Premises' for the dredge sand area located east of the Lansing Black Hawk Bridge. Motion carried.

13.186 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (c)(1). Roll call vote: Schellhammer: aye; Strub: aye; Koenig: aye. Motion carried.

13.187 Motion by Strub and second by Koenig to go out of closed session. Roll call vote: Schellhammer: aye; Strub: aye; Koenig: aye. Motion carried.

Al Lyon present to discuss DOT recommendation to close Hwy 9 and detour onto Iron Mine Drive for June 7, 2013 rededication of Civil War Monument.

13.188 Motion by Strub and second by Koenig to table consideration of June 7 detour until recommendation received from County Engineer. Motion carried.

Mike Gallagher, Dave Schmelzer and Clark Mellick present.

Schmelzer presented a proposal for lawn mowing at Makee Manor. He also mentioned he could till the garden to be seeded down for grass if that is something they want to do. Clark Mellick discussed with the Board the feasibility of moving the jail/sheriff's office to Makee Manor. Mellick will start the process of having a jail study done. Also discussed were storage space and using the dining area for a County conference room.

Gallagher has had no response from other plumbing/heating companies he contacted regarding bids for the air conditioning in the Assessor's office.

13.189 Motion by Strub and second by Koenig to approve the bid from DeBuhr & Casper Plumbing and Heating for \$9,755 for air conditioning for the Assessor's office. Motion carried.

13.190 Motion by Koenig and second by Strub to accept and place on file the Manure Management Plan update for EB Ag. Motion carried.

Board adjourned to meet on Monday, April 29, 2013 at 6:30p.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, APRIL 29, 2013**

Public Hearing to Review Planning and Zoning Commission recommendation regarding a requested change in zoning district from A1 to I1 for Upper Iowa Rail Port, LLC (Reilly Construction) for property located at 2817 Highway 26, New Albin, IA, also known as Lot 1 of Government Lot 2, Section 15, T100N, R4W and Lots 1 & 2 in the SE ¼ of the SW ¼ and Lot 1 of 1 of Government Lot 10, all in Section 14, T100N, R4W, Allamakee County, IA

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

Present were: Tom Blake, Jill Kistler, Don & Dorothy Hitchins, Lloyd K. Colsch, Betty Zarwell, Ric Zarwell, John & Bonnie Smola, Steve & Donna Story, Jack Knight, Duane Bakewell, Ed Weymiller, Haley Goslinga, Ray Mitchell, Dietsy Weymiller, Gail Terwilliger, Verlyn L. Hayes, Bernice Fischels, Jerry Anderson, Sue Weymiller, Colleen Gragg, Jeff & Mary Abbas, Fargo & Dolly Colsch, Dan Colsch, Jackie Riekens, William Kern, JeanAnn Kern, David Carroll, Jeanie Carroll, Virginia Moore, Rose Zoll, Karl Knudson, Robert Nehman, Kate Belling, Bruce Carlson, John Verdon, Ann Klees, Mary Manning, Paula Rehahn-Hill, Sharon Pratt, Bob Malli, Tom Hill, Kris Ames, Bruce Colsch, Shirley Weymiller, Gary Buresh, Eugene Herman, Candace Peck, Ted Peck, Annette A. Thiede, Liz Rog, Louise Hagen, Janet Alexander, John Snyder, Heidi Olstad, Phyllis Verdon, Bonnie Weymiller, Van Thompson, Janelle Olson, Jacob Jonkman, Bruce Palmberg, Brian Ridenour, David Anderson, Douglas Weymiller, Maynard Johnson, Kurt Olson, Larry Thompson, John J Blake, Denise Colsch, Jerome Colsch, Mike Boland, Cindy Schellhammer, Marvin Meyer.

13.191 Motion by Strub and second by Koenig to open Public Hearing to Review Planning and Zoning Commission recommendation regarding a requested change in zoning district from A1 to I1 for Upper Iowa Rail Port, LLC (Reilly Construction) for property located at 2817 Highway 26, New Albin, IA, also known as Lot 1 of Government Lot 2, Section 15, T100N, R4W and Lots 1 & 2 in the SE ¼ of the SW ¼ and Lot 1 of 1 of Government Lot 10, all in Section 14, T100N, R4W, Allamakee County, IA. Motion carried.

Tom Blake explained that in November 2010 Reilly Construction was buying this property. Planning and Zoning held a hearing about the zoning change from A1 to I1. P&Z adopted a resolution to recommend to Board of Supervisors and there should have been a hearing in front of Supervisors. That was not done, so now it is being picked up where it was left off. Larry Thompson of Reilly Construction stated they haven't changed anything since they took over. Blake stated A1 zoning status includes general farming/ag activities, grain elevators, ethanol plants (conditional use), etc. Reilly's is requesting a change in zoning to I1 to be used for a freight terminal/rail spur.

Many concerns of those present were addressed including possible Indian burial mounds, fish farm mounds and prehistoric burials on the property, the property being in a flood plain, and poor groundwater quality there after railroad ties full of chemicals have laid there for several years. Ted Peck stated that hazardous materials from a Reno derailment were placed on this property. Later it was mentioned by Larry Thompson of Reilly Construction that no hazardous

material was hauled onto the site – that was taken to a site up by LaCrosse. Mary Abbas believes it would be incompatible with adjacent property such as organic farms. Gene Herman, an adjacent land owner, was present and asked if he'd like to speak, but he declined. Many were also concerned about the “blind” intersection at the location that would cause hazardous situations with the number of semis coming and going from the property. For example school buses, bikers on the MRT, motorcyclists, and any vehicle having to slow down when a semi pulls out and takes a decent distance to get up to full speed.

Karl Knudson, legal counsel for the Allamakee County Protectors, spoke about the difficulty of regulating what runs on trucks in/out of property once zoning in changed. He urged the Board to look at the Comprehensive Plan and Zoning Ordinance and consider local values, natural resources, ag land, and cultural and historic landscapes.

Larry Thompson of Reilly Construction believes it is a good place for a grain terminal and has had inquiries from farmers desiring a closer location than Prairie. He has also had inquiries from the ethanol company by Lawler wondering if Reilly's could help with storage/shipping. He did say he has had inquiries about frac sand also, but they have no contract with anyone for frac sand.

13.192 Motion by Koenig and second by Strub to close the Public Hearing. Motion carried.

Tom Blake told the Board their options for actions to take, including deny or approve the zoning change or remand it back to Planning and Zoning to study issues.

13.193 Motion by Strub and second by Koenig to remand this back to Planning and Zoning to address some of the issues brought up tonight – such as hazardous intersection, hazardous materials, flood plain issues. Roll call vote: Schellhammer-aye; Strub-aye; Koenig-aye. Motion carried.

Board adjourned to meet on Monday, May 6, 2013. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MAY 6, 2013**

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

13.194 Motion by Strub and second by Koenig to approve the agenda and minutes of the April 29, 2013 meetings. Motion carried.

Ann Klees and Maynard Johnson present. Klees said Wisconsin is putting out rules to protect sand mining communities. She gave a copy to the Board of Supervisors. Johnson had a question about the MRT.

Brian Ridenour, Tyler Bruening and Duane Bruening present. Ridenour presented the Iowa DOT detour route for June 7, 2013.

13.195 Motion by Strub and second by Koenig to approve detour for Civil War monument rededication on June 7, 2013. Motion carried.

Ridenour presented bid sheet for granular resurfacing & recommends Bruening for all 5 divisions.

13.196 Motion by Strub and second by Koenig to accept the bid for Bruening Rock Product for all 5 divisions for granular resurfacing. Motion carried.

Ridenour presented bids for a tandem dump truck – 2 bids from Truck Country for a Western Star and from Mack Trucks for a Mack GU713. Ridenour recommends the Western Star truck – they have a couple and have had good luck with them and Decorah is close for service.

13.197 Motion by Strub and second by Koenig to accept bid of \$103,206 for purchase of Western Star tandem truck chassis. Motion carried.

Allen Lyon present. He showed insurance that will be acquired for the Thunder in the Park event, which includes the Civil War Monument rededication.

13.198 Motion by Strub and second by Koenig to approve firing of muskets at June 7, 2013 Civil War Monument rededication on courthouse property. Motion carried.

Ridenour talked about the Secondary Roads union contract. Main change was a 3% (\$0.55/hour) wage increase. Also a third option for paying out sick leave upon retirement was added allowing for payout to a 457b plan.

13.199 Motion by Strub and second by Koenig to approve Secondary Roads union contract for FY 14. Motion carried.

Chris Dahlstrom, Mike Gallagher and Tom Blake present.

13.200 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Dave Weymiller – Cyclone #1. Motion carried.

Blake presented plat for Richard A. Bennett Trust.

13.201 Motion by Koenig and second by Strub to approve plat for Richard A. Bennett Trust. Motion carried.

RESOLUTION # 13.201
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Bennett, Richard A Trust

WHEREAS, Bennett, Richard A Trust, owner(s) as of the May 6, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW1/4-SE1/4) AND LOT 5 IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW1/4-SE1/4); BOTH IN SECTION 3, 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 May 6, 2013:

That the final subdivision plat submitted by in Bennett, Richard A Trust, 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.

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.

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 May 6, 2013.

ATTEST:

Chairperson

County Auditor

A draft of a resolution to transfer custody and control of Makee Manor was given to the Board prior to the meeting by Jill Kistler. Kistler wants Makee Manor Board to be in agreement and sign first, relinquishing control back to the county, then the Board of Supervisors will sign to accept control.

The lawn mowing bid from the previous week was considered.

13.202 Motion by Strub and second by Koenig to approve the bid for mowing for Dave Schmelzer at \$85 per mow on a weekly basis or as needed, pending termination of lease with Makee Manor. Motion carried with Strub and Schellhammer voting aye and Koenig voting nay.

Brian Ridenour mentioned the embargoes will be lifted from county roads tomorrow, May 7.

13.203 Motion by Koenig and second by Strub for the Board of Supervisors to go in and out of closed session from 9:00am – 12:00am midnight on Wednesday, May 8, 2013 for mediation on the SHF Holdings, LLC delinquent tax case pursuant to Iowa Code 21.5(1)(c) to be held at Shuttleworth and Ingersoll in Cedar Rapids, IA. Motion carried.

Board adjourned to meet Wednesday, May 8, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, MAY 8, 2013
MEDIATION

Board met as preadjourned. Board members present Schellhammer, Koenig. Strub arrived at 10:51am. All members voting "AYE" unless noted.

Others present were: Steve Pace-Shuttleworth & Ingersoll, Wes Huisinga-Shuttleworth & Ingersoll, Brett Ryan-representing Allamakee Board of Review, Ann Burckart-Assessor, Jenny O'Neill-Deputy Treasurer, Lori Hesse-Treasurer, Jill Kistler-County Attorney, Denise Beyer-Auditor/Clerk to Spvsrs, Justice Lou Lavorato-Mediator.

13.204 Motion by Schellhammer and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Koenig-aye. Motion carried.

13.205 Motion by Strub and second by Koenig to go out of Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.206 Motion by Strub and second by Koenig to extend offer reducing total payment due by \$100,000 with \$55,270 of that contemplated as being a credit based on lowering assessment to \$4.4 million applying to Jan 1, 2011 and Jan 1, 2013 assessment dates. Strub-aye, Schellhammer-aye, Koenig-aye. Motion carried.

Mediator Justice Lavorato discussed with the Board the County's initial offer. Lavorato left and came back with SHF's proposed settlement amount.

13.207 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Koenig-aye, Strub-aye. Motion carried.

13.208 Motion by Koenig and second by Strub to go out of Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.209 Motion by Strub and second by Koenig to offer to settle for \$754,000. Also to settle on assessment of \$4.3 million with no credit on change in assessment. Koenig-aye, Schellhammer-aye, Strub-aye. Motion carried.

Mediator Lavorato spoke to the board regarding SHF's reaction to the Board's offer.

13.210 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Koenig-aye, Strub-aye. Motion carried.

13.211 Motion by Strub and second by Koenig to go out of Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

Board of Supervisors discussed their final offer.

13.212 Motion by Schellhammer and second by Strub to make an offer of \$596,710.73 in taxes plus \$8,010 investor interest totaling \$604,720.73, to include assessment of \$4.2 million, with consideration of Economic Development grant. Payment to be made before May 31, 2013 in

guaranteed funds. No tax credits for reduction in assessment. Koenig-aye, Schellhammer-aye, Strub-aye. Motion carried.

Mediator Lavorato returned and presented a counter-offer.

13.213 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.214 Motion by Strub and second by Koenig to go out of Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.215 Motion by Strub and second by Koenig to reject counter offer by SHF Holdings, LLC and keep our previous offer open until Friday, May 10, 2013 at 12:00 noon. Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

Mediator Lavorato returned with counter offer.

13.216 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.217 Motion by Strub and second by Koenig to go out of Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.218 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.219 Motion by Strub and second by Koenig to go out of Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.220 Motion by Strub and second by Koenig to stick with the original “drop-dead” offer. Koenig-aye, Strub-aye, Schellhammer-aye. Motion carried.

Mediator Lavorato returned and inquired about the County’s willingness to keep its offer open until the end of May.

13.221 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.222 Motion by Strub and second by Koenig to go out of Closed Session pursuant to Iowa Code 21.5 (1)(c). Schellhammer-aye, Strub-aye, Koenig-aye. Motion carried.

13.223 Motion by Strub and second by Koenig to extend offer of \$596,710.73 in taxes plus \$8,010 investor interest totaling \$604,720.73, to include assessment of \$4.2 million, with consideration of Economic Development grant; payment to be made before May 31, 2013 in guaranteed funds; no tax credits for reduction in assessment, until May 24, 2013 at close of business. Strub-aye, Koenig-aye, Schellhammer-aye. Motion carried.

Board adjourned to meet Monday, May 13, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MAY 13, 2013**

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

13.224 Motion by Strub and second by Koenig to approve the agenda. Motion carried.

13.225 Motion by Strub and second by Koenig to approve the minutes from May 6, 2013. Motion carried.

Maynard Johnson was present. He let the Board know he had visited the rail spur south of New Albin.

13.226 Motion by Strub and second by Koenig to approve the liquor license for Sportsmens Motel Bar & Grill. Motion carried.

13.227 Motion by Strub and second by Koenig to open the Public Hearing for FY13 Budget Amendment. Motion carried.

Chris Gavin, Pat Ward, Brian Ridenour, and Dan Cunningham present.

Ridenour explained why his budget numbers went down and said that \$30,000 increase in Roads and Transportation, line 22, in the published amendment was incorrect. An offsetting -\$30,000 was missed and this line should be \$0. This has been reflected in the version to be adopted.

13.228 Motion by Strub and second by Koenig to close the Public Hearing for FY13 Budget Amendment. Motion carried.

13.229 Motion by Strub and second by Koenig to adopt the FY13 Budget Amendment. Motion carried.

Jim Janett, Jan Ellingson, Arlene Lynes, Karen Fossum, Stan Straate present.

13.230 Motion by Strub and second by Koenig to adopt the FY13 Budget Amendment appropriations. Motion carried.

Chris Dahlstrom, Mike Gallagher and Clark Mellick present.

The Board of Supervisors and Makee Manor Board discussed issues that have come up. Board presented the document County Attorney Jill Kistler wrote, Agreement to Transfer Custody and Control of County Home. Changes to this document were discussed, along with a lease agreement for Jan Ellingson to still have office space and a key through the end of June to complete the necessary audit and recordkeeping work to properly close down. Jan still has one nurse and an office manager helping her. Also it was recommended that a document be drawn up stating that the records left by Makee Manor will be kept, safe and secure, for 7 years after which time the County can have them destroyed. Liability insurance on the property was discussed.

Auditor Beyer will contact Dave Schmelzer to mow the lawn this week and bill it to Makee Manor.

Clark Mellick shared his rough drawing floor plan of what a jail would look like there, explaining the condition that the building would have to be able to handle the weight of block walls for jail cells. He has a jail inspector coming May 20 to look at the facility.

13.231 Motion by Strub and second by Koenig to table signing the Agreement to Transfer Custody and Control of County Home. Motion carried.

Board adjourned to meet Monday, May 20, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, MAY 20, 2013**

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

13.232 Motion by Strub and second by Koenig to approve the minutes of May 8 and 13 and today's agenda. Motion carried.

Bruce Palmborg, Jan Heikes and Jim Janett present.

Jan Heikes presented the revised County Social Services 28E agreement for approval and signature.

13.233 Motion by Strub and second by Koenig to sign the 28E agreement for County Social Services. Motion carried.

Bruce Palmborg recommended signing the sub-contract with consultant Molly Naumann to accomplish the objective of a National Historic Register nomination for downtown Lansing.

13.234 Motion by Strub and second by Koenig to sign the sub-contract with consultant to further the nomination of Lansing's historic downtown commercial district to the National Register of Historic Places. Motion carried.

Jim Janett met with Jill Kistler last week regarding a conservation easement with Charles Jackman. Janett's Conservation Board has okayed this, and Jill Kistler gave her okay. Janett is now notifying the Board of Supervisors for their "blessing" as a formality because the County is responsible for making sure down the road that no building is allowed on this property. The Board of Supervisors has reviewed the request for Conservation easement for Charles Jackman and gives their blessing to the Conservation Board to move forward with the easement.

13.235 Motion by Strub and second by Koenig to approve liquor license renewal for The Natural Gait, LLC. Motion carried.

13.236 Motion by Strub and second by Koenig to accept and approve the contracts and bonds for Bruening Rock Products for rock resurfacing. Motion carried.

13.237 Motion by Strub and second by Koenig to set 9:30am on June 10, 2013 as the date for letting for reinforced concrete box culvert south of Volney. Motion carried.

Jan Ellingson, Stan Straate, Mike Gallagher and Chris Dahlstrom present.

Ellingson asked about internet and phone bills – they'll need to continue those two services. Supervisor Schellhammer stated, and Straate agreed, that the electric could be transferred over to the County but phone and internet will be kept in Makee Manor's name until Ellingson and staff are all done there.

13.238 Motion by Strub and second by Koenig to approve the Agreement for the Transfer of Custody and Control of Makee Manor. Motion carried.

Clark Mellick & Delbert Longley – State of Iowa Department of Corrections Chief Jail Inspector, present.

Mellick informed the Board of Supervisors the current allowable mileage reimbursement rate by IRS is \$0.565/mile – Allamakee County is at \$0.405. Mellick asked that the rate be set at whatever the IRS’s current allowable rate is. This is what County would bill, not what County would pay.

13.239 Motion by Strub and second by Koenig to increase civil service mileage fee to the maximum allowable rate by IRS. Motion carried.

Longley, Chief Jail Inspector, shared thoughts on the rough drawing of what a jail would look like at Makee Manor including concerns about the ceiling height requirement for exercise area, and possibly needing to add staff. He also strongly urged involving the Fire Marshall’s office and DNR when looking at possibilities. He suggests getting an architect or engineer to see if building is structurally fit to move forward.

Board of Supervisors, Mellick and Longley, Mike Gallagher and Chris Dahlstrom went to Makee Manor for a walk-through. They looked at the outside of building, windows, and inside of building space. Longley will get Clark and the Board some architect names to talk to and also a list of new jails to visit. He recommended a day trip to visit some new jails.

Board adjourned to meet Tuesday, May 28, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, MAY 28, 2013**

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

13.240 Motion by Strub and second by Koenig to approve the minutes from 5/20/13 and agenda for today minus the 9:30 item. Motion carried.

Jack Knight and Ann Klees present.

Knight shared a resolution with the Board from the Soil and Water Commissioners stating that industrial frac sand mining causes loss of soil and water and urging the Planning and Zoning Board and Supervisors to take necessary action to prevent or limit these detrimental effects.

Kim Water present. Waters shared her FY14 projected cost report and explained. This is due a minimum of annually, but is done more often if rates change.

13.241 Motion by Strub and second by Koenig to accept and place on file the Projected Cost Report for FY14. Motion carried.

13.242 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Regan Crest. Motion carried.

13.243 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Kent McCormick, Site #1. Motion carried.

13.244 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Kent McCormick, Site #2. Motion carried.

Brian Ridenour present. Ridenour informed the Board they are looking at closing Bear Creek Drive (A26) from IA 76 to Winneshiek County Line for paving starting on June 3, and hope to have it open by start of school in August.

13.245 Motion by Strub and second by Koenig to approve the temporary road closure of Bear Creek Drive (A26) from IA 76 to Winneshiek County Line for paving. Motion carried.

Chris Dahlstrom and Mike Gallagher present.

13.246 Motion by Koenig and second by Strub to sign the Resolution for Transfer of Custody and Control of Makee Manor. Koenig – aye, Strub-aye and Schellhammer-aye. Motion carried.

Makee Manor items discussed included the Water Permit and Waste Water Permit.

Laurie Moody present. Moody is not Waste Water certified, but the Board asked Moody to figure out if either someone locally is certified and could take over checking the waste water at Makee Manor or if it's a simple process for Moody to become certified and check the waste water there. Auditor Beyer talked to Leschensky Insurance to send proof of insurance to Makee Manor so Makee Manor can cancel their insurance on the building and contents.

Dahlstrom and Gallagher updated the Board on clean-up of the out-buildings and having locks re-keyed.

Jill Kistler and Robyn Carey-Dundee present.

Kistler asked to create a new position for Robyn Carey-Dundee, Victim Witness Coordinator/Collector, and to bring her to full-time at \$35,000. Carey-Dundee, the current part-time VWC, applied for a VWC grant in early 2013 to cover her FY14 salary and received a portion, \$14,803, of what she asked for in writing the grant for the Victim Witness Coordinator position. The approved FY14 attorney's budget includes a \$30,000 position with benefits, with \$15,000 in revenues to come from the VWC grant. Kistler presented the option of adding collections to the VWC position to bring in income for the County. 40% of fees collected would go to Allamakee County and 60% to the State. Once a threshold is met, the 40% increases to 52%. Kistler cited information from other counties that have had great success with this program, many of which meet the threshold in the first quarter and make enough to cover the Collector's salary with money left that could be used by the County to make other purchases.

13.247 Motion by Strub and second by Koenig to approve a \$35,000 salary and incorporate the VWC and Collector positions into a VWC/Collector position, starting July 1, 2013. Motion carried.

13.248 Motion by Strub and second by Koenig to authorize Jill Kistler to proceed with the collections process through the State of Iowa. Motion carried.

Kistler will also pursue a 28E agreement with Winneshiek County to benefit both Counties in the collections process by helping each other meet the threshold quicker.

Board adjourned to meet Monday, June 3, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JUNE 3, 2013

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

13.249 Motion by Strub and second by Koenig to approve the agenda and minutes from 5/28/13. Motion carried.

Jack Knight and Sara Berges present.

Knight provided info for differentiating between industrial sand mining and gravel quarries.

Berges, from Allamakee County Natural Resources Conservation Service, would like landowners and County to consider including conservation plans and practices in farm leases. County farm lease would be a place for Board of Supervisors to start. Sara/NRCS would come out twice a year to do compliance checks. Schellhammer said County should be an example, and other Supervisors agreed. County/landowner would have cost to establish waterways, etc, then it is renter's responsibility to keep them up. When lease is due to expire, Sara will work with Supervisors to update the lease to include specific conservation practices.

13.250 Motion by Koenig and second by Strub to approve appointment of Tracy Dibert to the Compensation Board to represent Sheriff. Motion carried.

Laurie Moody, Mike Gallagher, Chris Dahlstrom present.

Moody had visited Makee Manor to look at lagoon, well, etc. She has been working with water and waste water permits as Makee Manor property transitions back to County custody and control. Gallagher had Paul Burroughs out for evaluation of boiler room and boiler.

Chris Fee, Laurie Welch, Deb Winke, Nicki Smedsrud, Jan Heikes, Kim Waters, Jill Kistler, Zach Ramsey-Solutions present.

Ramsey from Solutions made a presentation for wireless internet within the courthouse. There is a need for wireless with laptops and tablets becoming more commonly used. The Assessor was not present, but their office will need wireless even if rest of County does not get it. Attorney Kistler said it would be beneficial to be in courtroom and be able to access internet during a trial. Kim Waters said it would increase the productivity in Case Management. Deb Winke mentioned new PCs could have a wireless access card and connect anywhere. Smedsrud said the IDOT plans to update driving tests to a tablet so wireless access will be needed. Jan Heikes and Chris Dahlstrom both agree it would be a big asset in the courthouse. One outdoor access point would allow sheriff's department and other law enforcement to pull into parking lot and do paperwork from car to increase their efficiency. Supervisors questioned whose budget this should come from. Auditor Beyer believes Data Processing budget would be the appropriate place to take it from and will check on the FY14 budget amounts. The Board asked Ramsey where he could lower the quote and after negotiation the total quote was \$11,537. County would have some additional expense of dropping lines to wire for access points. Board did not make a decision. Quote is good through June 30.

Brian Ridenour present.

Ridenour would like to hire Hank Sass as Roadside Mower and Jacob Ripp as Scaleperson starting June 4 as seasonal employees.

13.251 Motion by Strub and second by Koenig to approve hiring Hank Sass as Roadside Mower at \$8.90/hour starting June 4, 2013 and Jacob Ripp as Scaleperson at \$8.86/hour starting June 4, 2013. Motion carried.

Ridenour asked Board to consider approval of a maintenance agreement with IDOT, Waukon and Allamakee County regarding maintenance of IA-76/West Main and 9th St SW to IA-9.

13.252 Motion by Strub and second by Koenig to approve Maintenance Agreement with IDOT, Waukon and Allamakee County. Motion carried.

Board adjourned to meet Monday, June 10, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JUNE 10, 2013**

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

13.253-Motion by Strub and second by Koenig to approve the agenda and minutes from June 3, 2013. Motion carried.

Ann Klees and Jack Knight present.

Jack Knight informed the board of other entities facing sand mining.

Board of Supervisors reviewed Solutions Agreements.

13.254-Motion by Strub and second by Koenig to accept and sign Solutions Info Tech Services Agreement and Licensed Code Support Agreement for Fiscal Year 2014. Motion carried.

13.255-Motion by Strub & second by Koenig to approve quote from Solutions regarding Wireless Internet. Motion carried.

County Engineer Brian Ridenour, Marty Brennan and Jonathan Kipp present.

Board opened bids for Reinforced Concrete Box Culvert South of Volney. Bids are as follows: Brennan Construction, \$81,888.00; Reilly Construction, \$91,612.00; Riehm Construction; \$77,699.62; Skyline Construction, \$99,995.05 . County Engineer Brian Ridenour will review bids and make recommendation to the Board of Supervisors.

Emergency Management Director Chris Dahlstrom & County Sheriff Clark Mellick present.

County Sheriff Clark Mellick informed the board of safety training he would like to implement in the courthouse. Board of Supervisors suggested bringing it up at the next Department Head meeting.

13.256-Motion by Strub and second by Koenig to sign DNR Letter regarding Water and Waste Water Permits. Motion carried.

Discussion was held regarding Makee Manor.

Jim Janette and Ross Gerdes present.

Board adjourned to meet Monday, June 17, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Christine M. Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JUNE 17, 2013**

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

Riehm Construction's bid was miscalculated and corrected by Mikki Stegen – Engineer's office. 13.257-Motion by Strub and second by Koenig to approve the agenda and minutes from June 10, 2013 with correction to Riehm Construction's bid to \$77,699.62. Motion carried.

Jack Knight, Ann Klees and Tom Blake present.

Jack Knight shared information regarding frac sand mining and some land near Prairie du Chien that is near a mine that is "unsellable". He also mentioned there are taxes on shipping sand out of Minnesota, but not out of Iowa or Wisconsin. Ann Klees shared a letter about trains and frac sand mining written to a Wisconsin legislator. Tom Blake said there is a Planning & Zoning meeting tonight where they will hear from DOT about safety of intersection south of New Albin and other topics regarding the zoning of the same property south of New Albin.

Mike Gallagher, Heather Homewood, Barb Johnson, VA Commissioners Jean Brink and Bob Peters present.

Heather Homewood asked if the Supervisors have given any further consideration to office space for Veterans Affairs. Schellhammer asked if Makee Manor was a possibility for relocation for the VA office. Homewood explained it would not be a practical move for them to Makee Manor as they make lots of trips back and forth to the Recorder and Treasurer with clients, which would add up to a lot of mileage. VA would still consider the DHS office space.

Terry Welch, Gus Berger, Jim Miller, Cletus Sommer, Darold Berger, Brian Ridenour present. Terry Welch brought up concerns about the condition of Makee Drive. There are 6 businesses on Makee Drive or just off Makee Drive on Four Corners Rd with a lot of truck traffic. A day after it is maintained it is full of potholes again and drivers are breaking springs on their trucks. The group present would like to see Makee Drive higher on the priority list for paving. Engineer Ridenour stated there are other roads in the county with similar traffic counts that are not paved, and it could cost \$500-700,000 to pave this 1-mile section. The process for determining which road projects are placed on the 5-year plan is based on a point system, which Ridenour explained to those present. Because Makee Drive is not high enough in points, it would take a private donation or a special assessment for the paving of Makee Drive to fit into the Engineer's 5-year plan. Two bridges along Makee Drive are on the 5-year plan. Koenig and Schellhammer asked what remedies are available to help with the holes in the road. Ridenour said there are things such as fly ash, cement, or calcium chloride to stabilize the base. Different sizes of gravel were discussed. It was agreed to try 1" rock on this road. Ridenour asked Supervisors if paving this road would be more of a priority than work on the two bridges. He will put together some figures for the Supervisors to consider.

13.258 Motion by Strub and second by Koenig to approve the Resolution for the Destruction of Noxious Weeds. Motion carried.

**Resolution #13.258
RESOLUTION FOR THE DESTRUCTION OF NOXIOUS WEEDS**

BE IT RESOLVED, by the Board of Supervisors of Allamakee County, Iowa;

That pursuant to the provisions of Chapter 317 Code of Iowa, 2011, it is hereby ordered:

1. That each owner and each person in the possession or control of any lands in Allamakee County shall properly spray, cut, burn, or otherwise destroy all noxious weeds thereon, as defined in this chapter, at such time in each year and in such manner as shall prevent said weeds from blooming or coming to maturity, and shall keep their lands free from such growth of any weeds as shall render the streets or highways adjoining said land unsafe for public travel. Noxious weeds shall be cut or otherwise destroyed on or before the following dates as often thereafter as it is necessary to prevent seed production:

PRIMARY NOXIOUS WEEDS: June 15, 2013 for buckthorn, bull thistle, Canada thistle, field bindweed, hoary cress (Perennial pepper-grass) horsenettle, leafy spurge, musk thistle, perennial sowthistle, quackgrass, Russian knapweed, and tall thistle.

SECONDARY NOXIOUS WEEDS: June 15, 2013 for buckthorn plantain, cocklebur, wild sunflower, curly dock, poison hemlock, puncturevine, red sorrel (sheep sorrel), smooth dock teasel, velvetleaf (butterprint), Wild carrot, wild mustard, multiflora rose, shattercane, and purple loosestrife.

2. That each owner and each person in the possession or control on land in Allamakee County infested with any noxious weeds including perennial sowthistle, Canada thistle, field bindweed horsenettle, quackgrass, leafy spurge, hoary cress perennial pepper grass), Russian knapweed poison hemlock, wild sunflower and teasel, shall adopt a program of weed destruction, described by the Weed Commissioner, which in five (5) years may be expected to destroy and will immediately keep under such infestations of said noxious weeds.
3. That if the owners or persons in possession or control of any land in Allamakee County fail to comply with the foregoing orders, the Weed Commissioner shall cause this to be done and the expense of said work, including cost of serving notice and other cost, if any, shall be assessed against the land and its owners thereof.
4. The multiflora rose shall not be considered a noxious weed when cultivated for or used as undersod for cultivated roses or as ornamental shrubs in gardens, per Iowa Code Section 317.1 (2).
5. That the Allamakee County Auditor be and is hereby directed to cause notice of the making and entering of foregoing order by on publication in each of the official newspapers of the County.

Dated this ____ day of June, 2013

Allamakee County Board of Supervisors

Larry Schellhammer, Chairperson

Sherry Strub

Dennis Koenig

Chris Dahlstrom, Mike Gallagher, Clark Mellick and Jim Janett present.

Supervisors discussed the process to choose an auctioneer for the future auction of inventory remaining at Makee Manor. They agreed to put a small ad out for anyone interested to contact the Auditor's Office by July 8, 2013.

Sheriff Mellick has talked with Buchanan County and Marshall County about the process they went through when building their jail facilities. One ended up renovating an existing building

and one ended up building a new facility. Mellick was invited to visit both. Mellick will have a cost estimate in 60 days on which way is best for Allamakee County to go.

Jim Janett informed the Board that he has one project that he budgeted for that can't be done due to water level, and will be spending some of the money on concrete for another project.

Ridenour mentioned the corrected figure of \$77,699.62 for the low bid by Riehm for the reinforced concrete box culvert south of Volney. Incorrect figure given prior week was \$77,697.91. Ridenour recommends accepting the Riehm bid.

13.259 Motion by Strub and second by Koenig to accept the low bid by Riehm Construction of \$77,699.62. Motion carried.

13.260 Motion by Strub and second by Koenig to set date of July 8, 2013 at 9:30 am as date to take bids on concrete pavement patching. Motion carried.

Ridneour presented quotes for a 2013 wheel loader with trade-in.

13.261 Motion by Strub and second by Koenig to accept bid from Martin Equipment from Dubuque, IA for \$181,000 for new 2013 wheel loader after trade-in. Motion carried.

Schellhammer mentioned to Ridenour a request for dust control on detour route for Bear Creek project.

Board then left with Ridenour to view construction projects.

DEPARTMENT HEAD MEETING:

At 12:30 the Board met with Department Heads at Makee Manor.

Present were: Jill Kistler, Chris Dahlstrom, Mike Gallagher, Dave Mooney, Kim Waters, Deb Winke, Brian Ridenour, Heather Homewood, Clark Mellick, Dennis Koenig, Larry Schellhammer, Chris Fee, Jim Janett, Denise Beyer, Sherry Strub, Becky Hawes.

Supervisors talked to all department heads about office space and possibilities at Makee Manor. Clark Mellick gave an update on the possibility of moving the Sheriff's office there and said within 60 days he should have a comparison what it would cost to move to/renovate Makee Manor vs. build a new jail. Chris Dahlstrom will take care of maintenance on vehicles acquired from Makee Manor. Deb Winke announced the District II meeting for all affiliates in Mason City on Thursday, June 20, 2013. Brian Ridenour and Chris Dahlstrom talked about Workmen's Compensation changes and explained the new forms and procedures required when a work injury happens. Denise Beyer reminded department heads of the Fiscal Year End deadlines and carpet cleaning June 28-30. Department heads took a tour of the Makee Manor building.

Board adjourned to meet Wednesday, June 19, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY JUNE 19, 2013**

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

13.262-Motion by Koenig and second by Strub to approve the agenda. Motion carried.

13.263-Motion by Strub and second by Koenig to approve the Mark Lomen Subdivision Plat. Motion carried.

RESOLUTION # 13.263

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Lomen, Mark

WHEREAS, Lomen, Mark, owner(s) as of the June 19, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 4 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 June 19, 2013:

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.

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.

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 June 19, 2013.

ATTEST:

Chairperson

County Auditor

13.264-Motion by Strub and second by Koenig to table decision on the Richard A Bennett Trust Subdivision Plat. Motion carried.

Board adjourned to meet Monday, June 24, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Sherry Strub, Chairperson pro-tem

Christine M. Gavin, Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JUNE 24, 2013**

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

Auditor Beyer explained the addition of the 10:40 agenda item – Emergency flood-related discussion and consideration. Pursuant to Iowa Code 21.4 (2) (b) 24 hour notice was not given for this agenda item, but was added due to flooding that took place in the county over the weekend.

13.265-Motion by Strub and second by Koenig to approve the agenda with 10:40 addition and minutes of June 17 and June 19, 2014. Motion carried.

Jack Knight, Tom Blake, Jeff Abbas, Ann Klees, Kris Cote, Sheila Schulte and Jan Heikes present.

During public comment time Knight shared that Goodhue County (MN) limits the acreage and number of frac sand mines and there's a tract of land along the river in WI disallowing frac sand mining. Abbas said Engineer Ridenour should be informed that topsoil in ditch near his property is sliding.

Heikes, Schulte and Cote were asking for the Board's support of "KICKS – Living Well With a Disability" which has a goal of a wellness facility at the TASC building. Bob Lincoln of CSS recommended they get the support of the Board of Supervisors before taking it to CSS Board for discussion and vote. The Board of Supervisors expressed their support of the project with no vote necessary.

Heikes also presented a Detox Substance Abuse contract for Board approval.

13.266 Motion by Strub and second by Koenig to approve & sign the Detox Substance Abuse contract. Motion carried.

Heikes also explained agenda items for next CSS Board meeting.

Jim Janett present. Janett is interested in the silver County van for Conservation. He will take the van to Torkelson's to get a value and get back to the Board.

Jill Kistler present.

Westlaw Law Library has provided a quote for electronic access to law books and be placed in the law library. She has an existing computer to put in law library for attorneys and the public to use. Kistler recommends approving a 3-year contract. Board asked if Allamakee Bar Association could contribute toward this. Kistler will contact them and get back to the Board. No action taken.

Kistler also recommended Board approval of a resolution designating court appointed attorney rates in substance related disorder and mental health committals. The resolution sets the maximum rate for court appointed attorneys at \$60/hour.

13.267 Motion by Strub and second by Koenig to approve the resolution designating court appointed attorney rates at \$60. Motion carried.

RESOLUTION NO. 13.267

RESOLUTION DESIGNATING COURT APPOINTED ATTORNEY RATES IN SUBSTANCE RELATED DISORDER AND MENTAL HEALTH COMMITTALS

WHEREAS, Allamakee County is responsible to compensate court appointed attorneys for the respondent in substance related disorder and mental health committals pursuant to Iowa Code §§ 125.78(1), 229.8(1) and the applicant in substance related disorder committals pursuant to Iowa Code § 125.78(2); all in substantially the same manner as provided in Iowa Code § 815.7(4).

WHEREAS, Iowa Code § 815.7(4) established the rates for court appointed attorneys at seventy dollars (\$70) per hour for A felonies, sixty-five dollars (\$65) per hour for B felonies and sixty dollars (\$60) per hour for all other cases.

NOW, THEREFORE, BE IT RESOLVED BY THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS:

1. Allamakee County, Iowa does establish the rate for court appointed attorneys in substance related disorder and mental health committals at the same rate established in Iowa Code 815.7(4) for "all other cases," currently set at sixty dollars (\$60) per hour.

PASSED AND ADOPTED this _____ day of _____, 2013.

ALLAMAKEE COUNTY BOARD OF SUPERVISORS

Larry Schellhammer
Chairman

Attest:

Denise Beyer
Allamakee County Auditor

Heather Homewood present. Homewood asked Board to consider renewing contract for Greg Clark, VA Counselor.

13.268 Motion by Strub and second by Koenig to approve contract with Greg Clark. Motion carried.

Tom Blake present. Blake presented Ronald A. Leas plat and said P&Z recommends approval of removing the Agricultural Exemption legend. It meets all zoning requirements.

13.269 Motion by Strub and second by Koenig to approve removing Agricultural Exemption legend on Ronald A. Leas plat. Motion carried.

**RESOLUTION # 13.269
RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL SUBDIVISION
PLAT RECORDED IN BOOK A-3 AT PAGES 140-149**

WHEREAS, Ronald A Leas, have previously submitted a Subdivision Plat which was recorded on the 20th day of February, 2013 and recorded in Book A-3, at Pages 140-149 in the office of the Allamakee County Recorder.

WHEREAS, it has been requested by Ronald A Leas, and 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 24th day of June, 2013:

- (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 24th DAY OF JUNE, 2013.

ATTEST:

Chairperson

County Auditor

Auditor Beyer explained HAVA (Help America Vote Act) funds were used to buy voting equipment in 2005 and now that equipment is being replaced and a disposal certification is required by the state.

13.270 Motion by Strub and second by Koenig to sign the HAVA Election Equipment Disposal Certification. Motion carried.

Tom Blake presented the Richard A. Bennett Trust plat for approval.

13.271 Motion by Strub and second by Koenig to approve the plat for Richard A. Bennett Trust. Motion carried.

RESOLUTION # 13.271
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Bennett, Richard A Trust

WHEREAS, Bennett, Richard A Trust, owner(s) as of the June 24, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER AND LOT 3 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 3, ALL IN 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 June 24, 2013:

That the final subdivision plat submitted by in Bennett, Richard A Trust, 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.

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.

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 June 24, 2013.

ATTEST:

Blake presented the recommendation of Planning & Zoning to deny a request by Upper Iowa Rail Port, LLC/Reilly Construction, for change in zoning from A-1 to I-1. One reason for denial was that the change in zoning is not consistent with the Allamakee County Comprehensive Plan. 13.272 Motion by Strub and second by Koenig to accept and place on file the recommendation of the Planning & Zoning Commission. Motion carried.

13.273 Motion by Strub and second by Koenig to set date of July 15, 2013 at 9:30am for the Public Hearing on the recommendation regarding Upper Iowa Rail Port/Reilly Construction zoning district change request. Motion carried.

Patti Ruff, Brian Ridenour, Tom Blake, Jim Janett, Phil Young and Loren Beneke present. Ridenour said they are gaining ground with the roads and everyone in county can get out at least one way and all pavements are open. Now trying to clear debris from bridges for future rains. Their first priority is life/property – getting people out, then pavements, then high traffic gravels. Jim Janett asked if anyone knew about getting the period extended for more declarations. Patti Ruff mentioned trying to “loop it in” with the previous declarations, but it is a different storm system. Janett says there are lots of areas Conservation can't get to yet. Loren Beneke said Dave Mooney at County Solid Waste department helped provide the debris management downtown. Phil Young mentioned some places that still need debris management. A dumpster will be at Jadeccs and some at fairgrounds by 1:00. Residents should take appliances to Solid Waste. Other waste should be taken to fairgrounds and not left on the curbs.

Board adjourned to meet Thursday, June 27, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY JUNE 27, 2013**

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

Trent Mitchell, Mayor Loren Beneke, Al Lyon, Brian Ridenour present.

13.274-Motion by Strub and second by Koenig to approve the agenda. Motion carried.

13.275-Motion by Strub and second by Koenig to accept and place of file the Manure Management Plan update for Scott Sanness – Stateline Site. Motion carried.

13.276-Motion by Strub and second by Koenig to sign letter to NRCS requesting federal assistance for flood damage restoration. Motion carried.

13.277-Motion by Schellhammer and second by Koenig to approve Secondary Roads transfers of \$23,296.26 from General Basic fund and \$81,970.05 from Rural Services fund. Motion carried.

13.278-Motion by Strub and second by Koenig to approve the FY14 Appropriation Resolution & Appropriations. Motion carried.

Shelly Howe, Jim Janett, Dave Mooney, Chris Dahlstrom, Phil Young, Clark Mellick, Laurie Moody and Dave Monserud present at differing times during flood discussion.

Flood recovery discussion was held. Howe talked about other programs to help people financially with damage to homes and businesses, including Regional Housing Trust Fund and a Federal Home Loan Bank program. She stressed that everyone with any damage should be calling to report their name and give a dollar estimate of damage. This will help in qualifying for FEMA. Also keep receipts, take pictures and keep a file. Howe urged local officials to keep contacting Homeland Security to tell them about the damage. Ridenour and Dahlstrom are turning in Public Damage Assessment (PDA) forms from FEMA. Howe will contact Doug Moss at USDA in regards to help for those with ag land. Moody has water testing kits available.

Schellhammer said the Waukon Standard has accepted an offer from County to temporarily set up at Makee Manor. A contract will be prepared by County Attorney.

Dahlstrom will talk to the state about getting structural engineers together to look at downtown buildings. Dahlstrom shared the County is at about \$60,000 so far for debris management costs. Mellick is working on putting all recovery info on sheriff's website.

Laurie Moody and Melinda Berns present. Moody recommends hiring Melinda Berns for the shared administrative assistant position in Planning & Zoning/Environmental Health office.

13.279-Motion by Strub and second by Koenig to approve hiring Melinda Berns as Administrative Assistant starting 7/1/13 at \$12.48/hour for Planning & Zoning/Environmental Health with a raise after 90 day probationary period. Motion carried.

Jill Kistler and Mary Jane White present.

Kistler had asked for comments from county lawyers on the law library and possibility of having electronic Westlaw module library for law. She read 2 letters from Jeff Swartz and Judge Bauercamper and email comments from others. Most say it is in best interest of county to

maintain the law library. Mary Jane White strongly feels the books should also be kept up-to-date due to the information they contain, for example the online service doesn't give you what Iowa Code Annotated does, and also to keep attorney expenses down. Kistler recommends that we get the Westlaw module and will get some training for other lawyers to learn how it works. Kistler presented offer by Thomson West regarding WestLaw terminal for law library and noted the amount quoted is less than the \$5000 budget.

13.280 Motion by Schellhammer and second by Koenig to approve the purchase of WestLaw module law library. Motion carried.

Board adjourned to meet Monday, July 1, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JULY 1, 2013

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

13.281 Motion by Strub and second by Koenig to approve agenda and minutes from June 24 & June 27, 2013. Motion carried.

Jack Knight present for public comment. Knight shared copies of Chippewa County ordinances regarding frac sand mining. Bob Beach from Waukon Standard told the Board the newspaper office keeps bound newspapers from 1995-present. There were damaged by the flood and Beach received an estimate of \$15,000 to restore them.

13.282 Motion by Strub and second by Koenig to transfer \$5450 from Conservation department budget to general fund for 2007 Dodge Grand Caravan. Motion carried.

Jim Janett present. He explained to the Board he had money remaining in his FY13 budget and that money went back into the general fund.

13.283 Motion by Strub and second by Koenig to rescind motion 13.282. Motion carried.

Jill Kistler present. Kistler explained lease contract for Waukon Standard. Discussion was held on monthly amount for utilities, rent, and whether proof of insurance should be required. Board of Supervisors will contact Standard to figure an average monthly utility cost and set a rent amount accordingly and let Jill Kistler know amount for contract.

13.284 Motion by Strub and second by Koenig to approve the resolution for Waukon Standard space @ Makee Manor. Motion carried.

Brian Ridenour present. Ridenour presented the contract and bond for Riehm Construction in amount of \$77,699.62.

13.285 Motion by Strub and second by Koenig to accept contract and bond for Riehm Construction for box culvert south of Volney. Motion carried.

Kistler presented resolution and 28E agreement with Winneshiek County for court debt collection.

13.286 Motion by Strub and second by Koenig to approve the resolution to enter into 28E agreement with Winneshiek County for court debt collection. Motion carried.

13.287 Motion by Strub and second by Koenig to enter into 28E agreement with Winneshiek County. Motion carried.

Fireworks permit application presented and discussed. Kistler provided copy of Resolution Establishing Requirements for Issuance of Fireworks Permit. Proper proof of insurance was not provided. Auditor Beyer will contact the interested parties about insurance.

13.288 Motion by Strub and second by Koenig to deny fireworks permit for Duane Tank/Jerry Reicherts. Motion carried.

Chris Dahlstrom, Terry Brown – Iowa Homeland Security, Joe Vasquez – SBA, Dave Mooney, Jim Janett, Laurie Moody, Brian Ridenour and Trent Mitchell – Waukon City Council present.

Terry Brown spoke to Board and said the numbers are not looking like the County has enough major damage/loss to qualify for federal assistance. Dahlstrom said we are at 475 businesses/homes right now. Brown said water to the floor joist or above or structural damage is needed for individual assistance with FEMA. According to preliminary numbers Allamakee does qualify on the Public Assistance (PA) side. If a PA declaration is granted, there will be a hazard mitigation grant program (HMGP) to assist the County with things like sewer projects, putting in retention basins, etc. Joe Vasquez said we need 25 majorly (40% damage) damaged homes, businesses and/or damage to land/land improvements to qualify for the SBA program. Vasquez, Brown and Dahlstrom would be leaving after the meeting to visit sites on Dahlstrom’s list to make the determination for SBA. Ridenour gave an update on roads in the county.

13.289 Motion by Strub and second by Koenig to go into closed session pursuant to Iowa Code 21.5(1)(c). Roll call vote: Schellhammer – aye, Koenig – aye, Strub – aye.

13.290 Motion by Strub and second by Koenig to go out of closed session pursuant to Iowa Code 21.5(1)(c). Roll call vote: Schellhammer – aye, Koenig – aye, Strub – aye.

13.291 Motion by Strub and second by Koenig to make a counter offer to SHF for \$625,000 payable by July 10, 2013 in full by guaranteed funds. Roll call vote: Schellhammer – aye, Koenig – aye, Strub – aye. Motion carried.

Board adjourned to meet Wednesday, July 3, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY JULY 3, 2013**

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

13.292 Motion by Strub and second by Koenig to approve the agenda. Motion carried.

13.293 Motion by Strub and second by Koenig to approve the fireworks permit for Jerry Reicherts. Motion carried.

Board adjourned to meet Monday, July 8, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JULY 8, 2013

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

13.294 Motion by Strub and second by Koenig to approve the agenda and minutes of July 1, 2013 and July 3, 2013. Motion carried.

Present: Jeff Abbas, Jack Knight, Robert Nieman, Rick Zarwell, Ron Gulla of Canonsburg, PA, and Peter Bieber.

Zarwell introduced Ron Gulla from Pennsylvania who told about his experiences living near frac sand drilling sites. Jack Knight shared some handouts regarding frac sand mining with the Board. Abbas pointed out the link between the sand mining they want to do in our area and the fracking done in Gulla's area of Pennsylvania. Peter Bieber expressed concern about wear and tear on farm-to-market roads by commercial traffic.

13.295 Motion by Strub and second by Koenig to accept and place on file the Auditor's Quarterly report. Motion carried.

13.296 Motion by Strub and second by Koenig to approve the transfer of \$9,050 to Emergency Medical Services. Motion carried.

13.297 Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Drew Deering. Motion carried.

13.298 Motion by Strub and second by Koenig to approve liquor license for Knotty Pine. Motion carried.

Brian Ridenour present.

Strub opened bids for concrete pavement patching. Bids were as follows: Cedar Falls Construction - \$76,614.45; Denco Highway Construction Corp - not complete; Midwest Contractors - \$69,588.20; Skyline Construction, Inc. - \$59,399.09; and Rolling Hills Concrete - \$56,110.00. Ridenour will review the bids and give a recommendation next week.

Beth Nuss, Chris Dahlstrom and Mike Gallagher present.

Beth Nuss, Clerk of District Court, discussed Clerk of Court record storage. There were some records that were damaged with water from the flood that have been moved to Makee Manor to store and dry out. Nuss would like all records in the same place. Storage space options were discussed and the Board gave October as a goal to have a decision made on space issues and what space is available for record storage.

Laura Olson present. Olson talked about the possibility of using the County Revolving Loan Fund to help businesses with flood damage. Qualifications for RLF funds were mentioned and Olson did say that the RLF is for retaining business as well as helping new businesses. Olson recommends getting County Attorney's opinion before looking too far into this idea. Olson also mentioned that \$5000 was received from the Allamakee County Community Foundation for flood recovery assistance to businesses, and other donations continue to come in. A committee is being

put together to determine how to distribute this money. Koenig accepted an invitation to be part of the Relief Fund Committee.

Present: Dave Mooney, Lori Hesse, Clark Mellick, Jane Regan, Brian Ridenour, Mike Gallagher. Flood recovery updates were given. Dahlstrom reported that Jan Heikes has a team canvassing the area today to talk to flood victims and hand out pamphlets and information and identify any mental health needs. The state and FEMA will be doing Public Assistance assessments of public infrastructure with Engineer Ridenour. Mooney said today, July 8, is the last day for dumpsters at the fairgrounds and he is concerned about overflow at the Solid Waste department site when these are taken away. Mooney will talk to Al Lyon about another temporary dumpster location after fairgrounds site is discontinued. Lori Hesse gave an update on end of fiscal year fund balances in response to flood-related bills starting to come in.

Mike Gallagher informed the Board he is losing one of his part-time employees. He discussed offering the hours to another applicant.

Auditor Beyer presented the most recent list of Compensation Commission members to the Board. Iowa Code section 6B.4 states the Board of Supervisors should appoint the members of the Compensation Commission. Some members of this Commission are deceased and appointments need to be made to replace them. Supervisors will contact possible replacements. 13.299 Motion by Strub and second by Koenig to table consideration of members of Compensation Commission. Motion carried.

Sheriff Mellick gave an update that he has a person coming today to walk through the Makee Manor facility for a feasibility study. Gallagher discussed the need to take action on a new boiler at Makee Manor before cold weather.

Board adjourned to meet Monday, July 15, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY JULY 10, 2013**

Board met as preadjourned. Board members present Schellhammer and Koenig. Strub was present via telephone. All members voting "AYE" unless noted.

Also present: Lori Hesse-Treasurer, Wes Huisinga and Steve Pace via telephone.

13.300 Motion by Strub and second by Koenig to go into Closed Session pursuant to Iowa Code 21.5(1)(c). Roll call vote: Schellhammer-aye; Koenig-aye; Strub-aye. Motion carried.

13.301 Motion by Strub and second by Koenig to go out of Closed Session pursuant to Iowa Code 21.5(1)(c). Roll call vote: Schellhammer-aye; Koenig-aye; Strub-aye. Motion carried.

13.302 Motion by Strub and second by Koenig to accept the offer, in regards to SHF litigation, of \$604,720.73 payable to the County by wire transfer or certified check to be received before the close of business on Wednesday, July 17, 2013. Roll call vote: Schellhammer-aye; Koenig-aye; Strub-aye. Motion carried.

Attorney Wes Huisinga will prepare a detailed Settlement Agreement.

Board adjourned to meet Monday, July 15, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JULY 15, 2013**

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

13.303 Motion by Strub and second by Koenig to approve the agenda, with changes, and minutes of July 8, 2013. Motion carried.

Present at different times throughout the meeting: Arlen Wonderlich, Deon Donlan of Andeon Construction, Jack Sweeney, David Williams, Amy Weldon, Janet Alexander, Louise Hagen, Julie Fischer, Carolin Remmen, Jane Remmen, George Blair, Jack Knight, Haley Goslinga, Bruce Palmborg, Heidi Olstad, Betty Zarwell, Ric Zarwell, Robert Nehman, Jeff & Mary Abbas, Jono Ruf, MJ Hatfield, Ray & Dolly Colsch, Gary Buresh, Bernice Fischels, Jay Thompson, Dave & Jeannie Carroll, Paula Rehahn-Hill, Gail Terwilliger, William Zoll, Judith Engle, Annette Thiede, Adam Newman, Karl Knudson, David Anderson, Mary Pladsen, Verlyn Hayes, Kurt Olson, Larry Thompson, Tom Blake, Chris Dahlstrom, Clark Mellick, Brian Ridenour, Mike Gallagher, Jan Heikes.

Arlen Wonderlich spoke about his property along Great River Road south of Lansing. His property sustained damage during flooding and heavy rains June 23. He asked if there's a way for he and County to work together. He introduced Deon Donlan of Andeon Construction and Donlan has some ideas on diverting water so it doesn't all drain to one spot coming off bluff. Wonderlich asked if there were any federal funds to help. Schellhammer said he would inquire. Jack Sweeney spoke to the Board about the auction at Makee Manor. He says there is interest in the building with the equipment that is there and urges the Board to think twice before selling interior equipment at Makee Manor.

Ric Zarwell talked about the Mississippi River Partnership Council and asked if Board wants to be involved in this. Zarwell also mentioned that Upper Explorerland is waiting to hear from the Board on revising the Comprehensive Plan. Schellhammer will talk with Shelly Howe.

13.304 Motion by Strub and second by Koenig to accept and place on file the Sheriff's Quarterly report. Motion carried.

13.305 Motion by Strub and second by Koenig to accept and place on file the Recorder's Quarterly report. Motion carried.

13.306 Motion by Strub and second by Koenig to accept and place on file the Treasurer's Semi-Annual and Annual reports. Motion carried.

Tom Blake presented Rollie F. Henkes Living Trust plat to Board.

13.307 Motion by Strub and second by Koenig to approve the plat for Rollie F. Henkes Living Trust. Motion carried.

RESOLUTION #13.307

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Henkes, Rollie F Living Trust

WHEREAS, Henkes, Rollie F Living Trust, owner(s) as of the July 15, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 OF LOT 1 IN THE EAST ONE-HALF OF THE NORTHWEST QUARTER

(E1/2-NW1/4) AND LOT 2 OF LOT 1 IN THE EAST ONE-HALF OF THE SOUTHWEST QUARTER (E1/2-SW1/4); BOTH IN SECTION 25, TOWNSHIP 96 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 July 15, 2013:

That the final subdivision plat submitted by in Henkes, Rollie F Living Trust, 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.

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.

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 July 15, 2013.

ATTEST:

Chairperson

County Auditor

Schellhammer said he received an email from Kurt Olson regarding withdrawing the application for zoning change. Kurt Olson said Riley Construction would like to put the application "on hold" for now. They intend to submit a revised application in the future addressing issues of concern. He asked if it is best to table it or withdraw it. Tom Blake said if they withdraw, there is no need for a Public Hearing, but if they table it the Board should go ahead with the Public Hearing so they can take action if needed. Olson turned a letter over to the Board of Supervisors requesting withdrawal of application. Karl Knudson, attorney for Allamakee Protectors, recommends the Board notes the withdrawal and explain that they will not hold Public Hearing due to withdrawal. Schellhammer said it is the Board's duty to make sure everyone's rights are upheld.

13.308 Motion by Strub and second by Koenig to open the Public Hearing. Motion carried.

Tom Blake said due to withdrawal of the application the Public Hearing pertains to, there is no need to take public comment. Blake then read the letter to everyone present – letter addressed to Board of Supervisors and Planning & Zoning. Karl Knudson spoke, on behalf of those opposed to the application, about railroads being permitted in all zoning districts and truck and freight terminals not allowed in all districts. Concerns were brought up due to recent flooding in area and recent accident at intersection. Dave Carroll asked Riley Construction to consider turning the property over to Iowa Heritage Foundation. Kurt Olson stated that he and his client understand the necessity to start the whole process over again with a new application if the current application is withdrawn.

13.309 Motion by Strub and second by Koenig to close the Public Hearing. Motion carried.

Schellhammer stated that the application has been withdrawn and no action was taken by the Board.

Auditor Beyer talked about the need for offices who don't currently turn in quarterly reports to start doing so. Offices to start doing so include attorney (once debt collection starts), Planning & Zoning, Environmental Health and Relief Office.

13.310 Motion by Strub and second by Koenig to request quarterly reports from all offices who collect funds, effective July 1, 2013. Motion carried.

It was also requested that these offices turn in a report for the final quarter of FY13 ASAP.

Chris Dahlstrom discussed sand bag disposal and the Public Assistance people determined over \$2 million in damage in Allamakee County. Combined with 11 counties there needs to be \$5.5 million damage. Jan Heikes updated the Board on visits made last week to flood victims. Dennis Koenig met with the Relief Fund Committee last week – they have \$7000 now in the fund with more to come in. The committee has set a \$500 limit on applications for assistance for flood damage such as furnaces and water heaters. Ridenour updated on secondary roads.

Makee Manor updates were discussed. Board agreed that if someone is interested in the property as is, they should look into this option. Mellick said it appears the jail will not be feasible there, but is still looking into it. He encourages Board to look into other options that come up.

Ridenour recommends Board accept low bid from Rolling Hills Concrete of \$56,110.10.

13.311 Motion by Strub and second by Koenig to accept bid for concrete pavement patching of \$56,110.10 for Rolling Hills Concrete. Motion carried.

Board then accompanied Ridenour to look at some of secondary roads damage.

Board adjourned to meet Monday, July 22, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JULY 22, 2013**

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

13.312-Motion by Strub and second by Koenig to approve the agenda, with removal of 9:45 or 11:15 items, and minutes of July 10, and July 15, 2013. Motion carried.

Mary Abbas and Jack Knight present.

Knight shared observations and misconceptions people expressed regarding frac sand mining at the Allamakee Protectors fair booth. Abbas stated there is still much education needed for people regarding their property rights relating to frac sand mining.

Mary Egan, Jan Heikes and Pat Ward present.

Heikes and Egan gave an explanation of items on the CSS Board agenda for July 24, 2013.

Jill Kistler present. Kistler recommended approval for Jill Meyer to go to full-time now that her probationary period is over.

13.313-Motion by Strub and second by Koenig to approve Jill Meyer going to full-time effective July 15, 2013. Motion carried.

Jean Bossom present. Bossom informed Board she got a \$10,000 grant for County Substance Abuse Services, which comes from Sunday sales.

13.314-Motion by Strub and second by Koenig to accept Substance Abuse contract. Motion carried.

13.315-Motion by Strub and second by Koenig to approve liquor license for Sportsmans Club. Motion carried.

Tom Blake present. Blake presented plats for Patrick & Tara Reisinger and Daniel and Marty Halverson.

13.316-Motion by Strub and second by Koenig to approve plat for Reisinger subdivision. Motion carried.

RESOLUTION # 13.316

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Patrick & Tara Reisinger

WHEREAS, Patrick & Tara Reisinger, owner(s) as of the July 22, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4-SE1/4) AND LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4); BOTH IN SECTION 3, TOWNSHIP 98 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 July 22, 2013:

That the final subdivision plat submitted by in Patrick & Tara Reisinger, 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.

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.

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 July 22, 2013.

ATTEST:

Chairperson

County Auditor

13.317-Motion by Strub and second by Koenig to approve plat for Halverson subdivision. Motion carried.

RESOLUTION # 13.317

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Daniel & Marty Halverson

WHEREAS, Daniel & Marty Halverson, owner(s) as of the July 22, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 OF LOT A IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4), LOT 4 OF LOT A IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4), LOT 5 OF LOT A IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4), AND LOT 6 OF LOT A IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4) OF SECTION 7; AND LOT 1 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4-SW1/4) AND LOT 2 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4-SW1/4) OF SECTION 8; ALL IN 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 July 22, 2013:

That the final subdivision plat submitted by in Daniel & Marty Halverson, 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.

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.

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 July 22, 2013.

ATTEST:

Chairperson

County Auditor

13.318-Motion by Strub and second by Koenig to sign the Hacker Nelson Audit Engagement letter. Motion carried.

Kim Waters & Chris Dahlstrom present.

Waters explained why she needed to revise her Cost Report and presented revision to Board.

13.319-Motion by Strub and second by Koenig to accept and place on file the revised Case Management Cost Report. Motion carried.

Clark Mellick and John Hansen of Midwest Construction Consultants present.

13.320-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan for Millerway, LLC. Motion carried.

Tom Blake presented Raymond Mitchell and Diann Weymiller plat for consideration of removing ag exempt legend and recommends approval.

13.321-Motion by Strub and second by Koenig to accept resolution removing agricultural exemption legend for Raymond Mitchell and Diann Weymiller. Motion carried.

RESOLUTION# 13.321

**RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL SUBDIVISION
PLAT RECORDED IN Book A-2, at Pages 479-480**

WHEREAS, Raymond Mitchell and Diann Weymiller, have previously submitted a Subdivision Plat which was recorded on the 8th day of November, 2012 and recorded in Book A-2, at Pages 479-480 in the office of the Allamakee County Recorder.

WHEREAS, it has been conditionally 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 22nd day of July, 2013:

(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 in the SW ¼ of the SW ¼ of Section 34, T100N, R4W and Lot 2 in the SE ¼ SE ¼ in Section 33, Township 100 North, Range 4 West of the 5th PM, Allamakee County, Iowa,** 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 22nd DAY OF July, 2013

ATTEST:

Chairperson

County Auditor

Laurie Moody and Mike Gallagher present.

Dahlstrom said phones for Makee Manor are no longer needed and have been place on “vacation” status to make re-activating quicker if necessary. Mike Gallagher reported the burner for the boiler at Makee Manor is obsolete and can’t be replaced. Tom Blake reminded the Board that any change in use of the Makee Manor building would require Planning & Zoning approval. Sheriff Mellick introduced John Hansen of Midwest Construction Consultants to explain the agreement for a jail needs assessment and feasibility study. Hanson explained there would be 2 phases to the project – Phase I being feasibility study and Phase II being contingent on Board agreeing to move ahead based on Phase I findings. Costs of Phase I would be \$16,800 to complete, plus \$0.59/mile for trips to visit site plus document printing costs. Mellick stated he does not have the staff and skills to do this work and would be comfortable moving forward with Midwest Construction Consultants. Hansen will work with the Board to determine what the facility would be good for if it is determined Makee Manor is not feasible for a jail.

13.322-Motion by Strub and second by Koenig to enter into the agreement for a jail needs assessment and feasibility study, contingent on review of the contract by County Attorney Jill Kistler. Motion carried.

Board adjourned to meet Monday, July 29, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY JULY 29, 2013**

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

13.323-Motion by Strub and second by Koenig to approve the agenda and minutes of July 22, 2013. Motion carried.

Mary Abbas, County Engineer Brian Ridenour and Mark Jones-Secondary Roads Union Steward present.

Discussion was held regarding a grievance that has been issued in the Secondary Roads Department. Board tabled any decision until County Attorney Jill Kistler can review the situation.

13-324-Motion by Schellhammer and second by Strub to have Jill Kistler review Secondary Roads grievance and union agreement. Motion carried.

13.325-Motion Strub and second by Koenig to accept and sign Contract and Bond for Full depth Patches Project LMP-03(2013) with Rolling Hills Concrete Construction, Inc. Motion carried.

Tom Blake present.

13.326-Motion by Strub and second by Koenig to purchase of the Assessor's vehicle by Planning and Zoning. Motion carried.

Karla Organist made a presentation to the board regarding a new Comprehensive Plan for the County.

Becky Hawes present.

13.327-Motion by Strub and second by Koenig to approve Richard R Grove (Lot 2 NW SW & Lot 2 SW NW 12-96-5) Subdivision Plat. Motion carried.

RESOLUTION # 13.327

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Richard R Grove

WHEREAS, Richard R Grove, owner(s) as of the 29th Day of July, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW1/4-SW1/4) AND LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW1/4-NW1/4); BOTH IN SECTION 12, 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 29th of July, 2013 :

That the final subdivision plat submitted by in Richard R Grove, 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.

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.

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 of July, 2013 .

ATTEST:

Chairperson

County Auditor

13.328-Motion by Strub and second by Koenig to approve Richard R Grove (Lot 1 SE NE, Lot 3 NE SE & Lot 2 SE SE 12-96-5) Subdivision Plat. Motion carried.

RESOLUTION # 13.328

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Richard R Grove

WHEREAS, Richard R Grove, owner(s) as of the 29th day of July, has submitted the attached Final Plat and supporting documents representing: LOT 1 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE1/4-NE1/4), LOT 3 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4-SE1/4), AND LOT 2 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4); ALL IN SECTION 12, 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 29th day of July:

That the final subdivision plat submitted by in Richard R Grove, 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.

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.

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 July.

ATTEST:

Chairperson

County Auditor

13.329-Motion by Strub and second by Koenig to approve Jamie J & Krystal K Cahalan Subdivision Plat. Motion carried.

RESOLUTION # 13.329

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Jamie J & Krystal K Cahalan

WHEREAS, Jamie J & Krystal K Cahalan, owner(s) as of the 29th of July, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE1/4-NW1/4) AND LOT 3 IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW1/4-NE1/4); BOTH OF SECTION 34, 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 29th of July, 2013:

That the final subdivision plat submitted by in Jamie J & Krystal K Cahalan, 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.

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.

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 of July, 2013.

ATTEST:

Chairperson

County Auditor

13.330-Motion by Strub and second by Koenig to accept and place on file the Relief Office quarterly report. Motion carried.

13.331- Motion by Strub and second by Koenig to accept and place on file the Environment Health Sanitarian quarterly report. Motion carried.

13.332-Motion by Strub and second by Koenig to accept and place on file a Manure Management Plan Update for Wayne Weber. Motion carried.

13.333-Motion by Strub and second by Koenig to approve voiding of warrant 172315. Motion carried.

13.334-Motion by Strub and second by Koenig to accept and sign agreement between Allamakee county and Midwest Construction Consultants pending County Attorney Jill Kistler approval. Motion carried.

Clark Mellick and Mike Gallagher present.

Clark Mellick filled the board in on Makee Manor project and Mike Gallagher informed them of the boiler/heating system.

Board adjourned to meet Monday, August 5, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Christine M. Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 5, 2013**

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

13.335-Motion by Strub and second by Koenig to approve the agenda and minutes of July 29, 2013. Motion carried.

Mary Abbas, Jack Knight, Jim Janett, Ann Burckart, Brian Ridenour and Mark Jones-Secondary Roads Union Steward present.

During public comment Assessor Ann Burckart informed the board they received the pictometry back from new aerial photos and 3-D view is not yet on Beacon website. Jack Knight informed the supervisors of a meeting he went to in Minnesota regarding sand mining. Jim Janett mentioned the Conservation Board will be putting together a committee for some decisions regarding the Scenic Byways grant.

Brian Ridenour would like to set a deadline of August 26 to settle the Secondary Roads Union grievance before going to arbitration. If it goes to arbitration the County pays half of expenses and Union pays half. Supervisors agreed to pay 2 hours overtime with option to work 6 more hours to get to 8 hours.

13.336-Motion by Strub and second by Koenig to offer 2 hours overtime for callback, with option of working an additional 6 hours, for grievance. Motion carried.

Lori Hesse present. Hesse gave a brief summary of how the money from SHF settlement was disbursed – 7% to investors, 25% to county, 24% to Postville Comm. Schools, 42% to City of Postville and remainder to County Ag Extension, NICC, Bruc/TB, and Post Township. The money will be paid out this Friday, August 9. Hesse and Schellhammer will plan to go talk to PCSD Superintendent and Postville Mayor about this.

Openings on Compensation Commission and possible replacements were discussed. Supervisors divided up the vacancies to try to fill them by next week.

Jean Bossom present. Bossom explained the Year End Report for County Substance Abuse Prevention Services for FY 2013. She highlighted how the funds were used and once this report is turned in the remaining \$500 will be awarded.

13.337-Motion by Strub and second by Koenig to accept and place on file the Year End Report for County Substance Abuse Prevention Services. Motion carried.

13.338-Motion by Strub and second by Koenig to accept and place on file the Manure Management Annual Update for Gruber Ridge LLC. Motion carried.

Tom Blake present. Blake presented the subdivision plat for Don and DiAnne Haler.

13.339-Motion by Strub and second by Koenig to approve the subdivision plat for Donald G. and DiAnne L. Haler. Motion carried.

RESOLUTION # 13.339

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF

Haler, Donald G & DiAnne L

WHEREAS, Haler, Donald G & DiAnne L, owner(s) as of the August 5, 2013, has submitted the attached Final Plat and supporting documents representing: 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 4 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER(SE1/4 -SW1/4), AND LOT 5 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4 - SW1/4) OF SECTION 8; AND LOT 2 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE1/4 -NW1/4), LOT 4 IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE1/4 - NW1/4), AND THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4 - NW1/4) OF SECTION 17; ALL IN 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 August 5, 2013:

That the final subdivision plat submitted by in Haler, Donald G & DiAnne L, 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.

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.

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 August 5, 2013.

ATTEST:

Chairperson

County Auditor

Mike Gallagher present.

Supervisors opened bids from parties interested in conducting an auction at Makee Manor, should one be decided on. 2 bids were received: Monroe Auction Service and Sweeney Auction Service. Schellhammer stated that the County is in a holding pattern right now waiting to hear about the jail feasibility study.

Mike Gallagher discussed the custodial position. He would like to see more hours offered for the open position in his department, with opportunity to become Head Custodian, to get qualified candidates interested. Board gave Gallagher permission to advertise for a full-time Head Custodian.

Clark Mellick and Brian Ridenour present.

Mellick and Gallagher discussed the release valve of the lagoon at Makee Manor. Schellhammer will talk to Bob Campbell of the City of Waukon water department to look at it. Gallagher

updated the Board on the boiler at Makee. Mellick will inquire with John Hansen of Midwest Construction Consultants on when to expect the Makee Manor part of his report. Gallagher recommended a public input meeting once Supervisors know about the results of jail study for sheriff's department. Supervisors agreed that is a good idea.

Board adjourned to meet Monday, August 12, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 12, 2013

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

13.340-Motion by Schellhammer and second by Koenig to approve the agenda and minutes of August 5, 2013. Motion carried.

Jack Knight present. Knight noticed a gap between time to rewrite Comprehensive Plan and when moratorium for frac sand mining runs out and he recommended tightening up rules on quarries to dissuade new mining but protect existing rock quarries, rather than changing Comprehensive Plan. Knight will check into existing quarry rules in Allamakee County. He also reported there is a new transport facility for sand near Tomah, WI.

The Board of Supervisors, ex-officio Board of County Canvassers for Allamakee County, met to canvass the results of the Lansing Special Election held on Tuesday, August 6, 2013.

13.341-Motion by Koenig and second by Schellhammer to certify the canvass summary and abstract of votes and declare Public Measure A passed, to change Lansing City Council terms to 4 years, staggered, commencing with November 5, 2013. Motion carried.

Nick Rolling and Brian Ridenour present. Rolling and Ridenour discussed the raising of Paint Creek Rd in front of Rolling property. Rolling will put in a 40 foot bridge where culverts continually wash out and requests that the road be raised 18" and Rolling would build an emergency spillway that would run onto their property instead of the road. Cost sharing for this project was discussed, with Ridenour being confident that \$5,000 would cover the project. Ridenour recommended keeping it to \$5,000 with 50/50 cost share.

13.342-Motion by Schellhammer and second by Koenig to participate in raising Paint Creek Drive with \$5,000 maximum at 50/50 cost share with Rolling's. Motion carried.

Tom Blake and Chris Dahlstrom present.

Ridenour presented resignation of Brice Hammersland effective August 29, 2013.

13.343-Motion by Schellhammer and second by Koenig to accept resignation of Brice Hammersland. Motion carried.

Tom Blake presented Planning & Zoning quarterly report.

13.344-Motion by Schellhammer and second by Koenig to accept and place on file the Planning & Zoning quarterly report for quarter ending June 30, 2013. Motion carried.

13.345-Motion by Koenig and second by Schellhammer to accept and place on file the VA quarterly report. Motion carried.

Next department head meeting was tentatively set for 12:30pm Monday, August 19. Also set a tentative meeting with ISAC's Kristi Harshbarger on October 1. ISAC is trying to meet with counties on a more individual level than they get when we are at statewide conferences.

Mike Gallagher, Laurie Moody, Clark Mellick, and Chris Dahlstrom present.

Gallagher has someone from Waterloo Boiler coming to look at Makee Manor boiler tomorrow to see about a different burner. Firemen Dave Martin and Jim Ryan encourage getting away from diesel fuel boiler. Mellick talked to John Hansen of Midwest Construction Consultants and he hopes to be here Monday, August 19 with the results of the Makee Manor part of the study. Moody talked about permit for lagoon and having a local person who is certified grade 1 or higher to take care of the lagoon. Schellhammer recommended spelling out DNR requirements, send it to Bob Campbell and ask him to provide a bid to the County for this service, then County would enter into a contract with the City. Dahlstrom recommended also including the Makee Manor well in the bid.

Board adjourned to meet Monday, August 19, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 19, 2013

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

13.346-Motion by Strub and second by Koenig to approve the agenda and minutes of August 12, 2013 with corrections. Motion carried.

Jack Knight, Darcy Radloff, Leigh Rekow, Tom Blake and Laura Olson present.

Knight informed the Board he is researching adding to existing aggregate quarry code. Blake said Planning & Zoning is going to have an update next week on progress of their research into sand mining issues.

Laura Olson is looking for space to store posts her office used for a Driftless Safari project this summer. They plan to reuse them next year. She talked with Brian Ridenour and Chris Dahlstrom about space at Makee Manor. Board recommended she put them on a pallet so they can be easily moved if necessary.

13.347-Motion by Strub and second by Koenig to supply storage space for Driftless Safari posts. Motion carried.

Ann Burckart present. Burckart spoke about the abatement for City of Postville. She understood the lot, former bakery, would be used for Economic Development. Radloff presented a statement from Postville Economic Development that the property was not used for this purpose. The City of Postville has no economic gain from said property. Radloff said if someone is interested, it is for sale.

13.348-Motion by Strub and second by Koenig to allow the abatement for City of Postville for 2 lots. Motion carried.

Burckart explained a settlement was reached with SHF Industries. As part of the settlement, they agreed to an assessed value of \$4.1 million for 2011, 2012 and 2013 assessments on SHF property. Abatements for Assessment Years 2011 and 2012 need to be done to reflect this \$4.1 million assessed value.

13.349-Motion by Strub and second by Koenig to allow abatement for SHF Industries for 2011 and 2012 assessments. Motion carried.

Patrick Nelson, Tom Blake and Brian Ridenour present.

Blake presented plat for Faye Wiethorn Estate. Plat Review recommends approval.

13.350-Motion by Strub and second by Koenig to approve plat for Faye Wiethorn Estate. Motion carried.

Blake presented plat for Wayne P. & Jeffrey C F & Mary A Kelly. Plat Review recommends approval.

13.351-Motion by Strub and second by Koenig to approve plat for Wayne P. & Jeffrey C F & Mary A Kelly. Motion carried.

Bids were opened by Strub for 16,200 gallons of LP for Engineer, Conservation and Solid Waste.

Bids were as follows: Postville Farmers Co-op - \$1.17/gallon; Agvantage FS - \$1.229/gallon; Fauser Oil Co., Inc. - \$1.17/gallon; Waukon Feed Ranch Inc. - \$1.22/gallon; Welch Propane LLC - \$1.26/gallon. Ridenour will review bids for accuracy and refer to County Attorney due to tie for low bid.

Ridenour presented plan for Dug Rd repair and requested to set letting date for project.

13.352-Motion by Strub and second by Koenig to set letting date for Dug Rd repair for September 3, 2013 at 9:30am. Motion carried.

13.353-Motion by Strub and second by Koenig to approve the plan for Dug Rd. Motion carried.

Board members gave update on replacing members on Compensation Commission. Still need one ag property owner and 2 real estate brokers/salespersons.

Mike Gallagher, Laurie Moody, Clark Mellick, Brian Ridenour, and John Hansen and Mike Adkins of Midwest Construction Consultants present.

Schellhammer gave update on Alliant Energy billing for Makee Manor stating Auditor Beyer contacted Alliant to have Makee Manor changed from Large General Service rate to General Service rate to lower the bill. Laurie Moody called Bob Campbell about monitoring lagoon system and he will look over contracts and get back to Laurie.

Clark Mellick has a deputy resigning. Mellick will be advertising and will then do testing for applicants and add to the hiring list.

John Hansen and Mike Adkins of Midwest Construction Consultants presented a report on the evaluation of Makee Manor for possible repurpose for Allamakee Public Safety Center and another report on options and fuel sources for boiler system at Makee Manor. Functionality of space, sprinkler requirements, fire doors, energy code requirements and generator were mentioned. It has been determined that renovation of the facility for use as a Public Safety Center, or jail/dispatch center, would be difficult and costly. It is their recommendation that the County considers a different use for the building or consider selling the facility to someone whose use would fit the design of the facility. The report on the boiler had 4 options. It is the recommendation of John Hansen of MCC that Option 4, to install a small diesel tank and utilize the existing boiler, would be the best option at this time until the long-term use of the facility is determined.

13.354-Motion by Strub and second by Koenig to contact Randy Sweeney in pursuing option 4, as provided by Midwest Construction Consultants, for Makee Manor boiler.

Board took a break for lunch and reconvened with department heads at 1:00. Issues discussed were copiers for county offices, ALICE training for courthouse (Alert-Lockdown-Inform-Counter-Evacuate), changes to Case Management across state, and parking lot issues.

Board adjourned to meet Monday, August 26, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, AUGUST 26, 2013

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

13.355-Motion by Strub and second by Koenig to approve the agenda and minutes of August 19, 2013. Motion carried.

Jack Knight, Ann Klees, David Anderson, and Mary Abbas present.

Knight, Klees, Anderson and Abbas each brought up concerns and resources regarding the frac sand mining issues.

Brian Ridenour, and Luann Rolling and Jake Groth of Allamakee SWCD present.

Rolling presented the watershed inspection reports and shared photos and information on English Bench and Little Paint flood damage in watershed areas. The County agreed to maintain structures when watersheds were established. Ridenour has \$2,700 in his watershed fund and the County will have to pay remainder. FEMA reimbursement will come after the county pays. Ridenour will pursue FEMA funding and if FEMA determines County is eligible, Ridenour will pursue a contract for the work. Rolling will look into any other funding options.

13.356-Motion by Strub and second by Koenig to approve watershed inspection reports. Motion carried.

Jan Heikes and Mary Egan present.

Heikes went over the County Social Services agenda for 8/28/13 with Supervisors. One bill for services that was challenged several years ago by Allamakee County is now being submitted by service provider to CSS for payment. County Attorney Jill Kistler and Jan Heikes are working on this and will keep Supervisors informed on CSS action.

Ridenour said he spoke with Attorney Kistler and IDOT regarding the tie for low bid for LP. If one of the bidders in tie provided service last year, IDOT gives them the contract.

13.357-Motion by Strub and second by Koenig to accept the bid from Fauser Oil Co, Inc for LP for the season. Schellhammer and Strub – aye, Koenig – nay. Motion carried.

Ridenour recommended hiring Jeremy Bjerke effective September 3, 2013 @ \$21.00/hour, then after 6 months probationary period raising to \$22.50/hour.

13.358-Motion by Strub and second by Koenig to approve hiring Jeremy Bjerke as Assistant County Engineer. Motion carried.

Ridenour talked to the Union Steward and they are still at 5 and 1/3 hours of overtime pay in the Secondary Roads Union grievance, which equals 8 hours of comp time. Board still in agreement with August 5, 2013 motion to offer 2 hours overtime for callback, with option of working an additional 6 hours. Supervisors discussed having Jill Kistler represent them when going into arbitration.

Tom Blake present.

Blake presented Collins Family Trust plat.

13.359-Motion by Strub and second by Koenig to approve Collins Family Trust plat. Motion carried.

RESOLUTION # 13.359

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Collins Family Trust

WHEREAS, Collins Family Trust, owner(s) as of the August 26, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 4 OF LOT 3 IN THE FRACTIONAL NORTHWEST QUARTER OF THE NORTHEAST QUARTER (FRL. NW1/4-NE1/4) OF SECTION 2, TOWNSHIP 98 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 August 26, 2013:

That the final subdivision plat submitted by in Collins Family Trust, 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.

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.

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 August 26, 2013.

ATTEST:

Chairperson

County Auditor

Blake presented James Johnson plat.

13.360-Motion by Strub and second by Koenig to approve James Johnson plat. Motion carried.

RESOLUTION #13.360

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Johnson, James

WHEREAS, Johnson, James, owner(s) as of the August 26, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE1/4-SW1/4) OF SECTION 6, 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 August 26, 2013:

That the final subdivision plat submitted by in Johnson, James, 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.

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.

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 August 26, 2013.

ATTEST:

Chairperson

County Auditor

Blake presented Robert & Gweneth Hansmeier plat.

13.361-Motion by Strub and second by Koenig to approve the Robert & Gweneth Hansmeier plat. Motion carried.

RESOLUTION #13.361

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Robert B & Gweneth J Hansmeier

WHEREAS, Robert B & Gweneth J Hansmeier, owner(s) as of the August 26, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 4 OF LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 97 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 August 26, 2013:

That the final subdivision plat submitted by in Robert B & Gweneth J Hansmeier, 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.

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.

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 August 26, 2013.

ATTEST:

Chairperson

County Auditor

Blake presented Paint Creek Cabins subdivision request to change from A1 (ag) to R2 (low density residential) zoning district. This would allow them to sell each lot independent of each other. A public hearing is needed before this request is approved.

13.362-Motion by Strub and second by Koenig to set a Public Hearing for September 9 at 9:15am regarding a zoning change request (A1 to R2) for Paint Creek Cabins. Motion carried.

Blake presented a request to remove the Ag Exempt Legend from plat of Lot 3 of Lot 3, NW ¼ NE ¼, Section 2, T98N, R5W, Allamakee County, IA, Paul Weighner property.

13.363-Motion by Strub and second by Koenig to remove Ag Exempt legend from Paul Weighner property. Motion carried.

RESOLUTION# 13.363

RESOLUTION OF REMOVAL OF AGRICULTURAL EXEMPTION LEGEND FROM FINAL SUBDIVISION PLAT RECORDED IN BOOK A-3 AT PAGES 35-40.

WHEREAS, Collins Family Trust, have previously submitted a Subdivision Plat which was recorded on the 20th day of February, 2013 and recorded in Book A-3, at Pages 35-40 in the office of the Allamakee County Recorder.

WHEREAS, it has been requested by Paul Weighner, current owner of the property, and 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 August, 2013:

- (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 4 of Lot 3 be under common ownership with Lot 3 of Lot 3.
- (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.

ATTEST:

Chairperson

County Auditor

Tom Blake updated Board on the progress of Planning & Zoning Commission in researching frac sand mining issues. First of six public forums were held last week on air quality. Tonight is the second forum on water quality and quantity. Blake said they have reviewed many other county's ordinances. Winona County, Minnesota's zoning ordinance is similar to Allamakee County's but includes steps for special review of sand mining permits. Once forums are done they will look at drafting regulations and recommend it as an addendum to the Comprehensive Plan. Blake said we are better off regulating it at the County level rather than waiting on State regulation as State regulation could take a long time to develop.

13.364-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Mike Klinge. Motion carried.

13.365-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Progressive Ag. Motion carried.

Laurie Moody, Mike Gallagher, Clark Mellick, Chris Dahlstrom, Kevin Bublitz present. Discussion was held on starting the process to put Makee Manor up for sale. David Anderson inquired about other possible uses for Makee Manor. Chris Dahlstrom attended a FEMA meeting and said Public Assistance would pay up to 85% of costs to get the boiler at Makee Manor back to the way it was prior to the flood with the in-ground diesel tank. They also would pay up to 85% of an alternate project, such as an above-ground tank. Paying a portion of a new boiler is also possible and Dahlstrom will check on that. Supervisors Strub and Schellhammer would like to see County submit price for new boiler to see what FEMA Public Assistance would pay on it. Dahlstrom and Gallagher will look at getting new quotes for boiler. Gallagher has talked to Zahn Plumbing/Heating about getting existing boiler safely running before winter. Moody has not heard back yet from Bob Campbell on taking care of the lagoon and water tower.

13.366-Motion by Strub and second by Koenig to start process to put Makee Manor up for sale. Motion carried.

Supervisors Strub, Schellhammer and Koenig, Denise Beyer, Brian Ridenour and Bob Beach drove out to Bear Creek Drive for a ribbon-cutting photo to mark the completion of the Bear Creek Drive project.

Board adjourned to meet Tuesday, September 3, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, SEPTEMBER 3, 2013**

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

13.367-Motion by Strub and second by Koenig to approve the agenda and minutes of August 26, 2013. Motion carried.

Mary Abbas present.

During public comment time Bob Beach informed the Supervisors he will be resigning from the Upper Explorerland Regional Planning Commission due to scheduling conflicts.

13.368-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Keande, LLC. Motion carried.

Chris Gavin of Plat Review Committee presented the plat for Brad and Joyce Larkin and Judith Hartong for approval.

13.369-Motion by Strub and second by Koenig to approve the plat for Bradley A. and Joyce M. Larkin and Judith A. Hartong. Motion carried.

RESOLUTION # 13.369

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Larkin, Bradley A & Joyce M and Hartong, Judith A

WHEREAS, Larkin, Bradley A & Joyce M and Hartong, Judith A, owner(s) as of the September 3, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 OF LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 7, LOT 1 OF LOT 2, LOT 3 AND A 30' WIDE ACCESS EASEMENT IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 7, LOT 5 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 7, LOT 1 OF LOT 1 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 8, ALL IN TOWNSHIP 98 NORTH, RANGE 4 WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY.; 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 September 3, 2013:

That the final subdivision plat submitted by in Larkin, Bradley A & Joyce M and Hartong, 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.

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.

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 September 3, 2013.

ATTEST:

Chairperson

County Auditor

Jesse Delaney and Glenn Monroe present.

Supervisor Strub opened bids for Dug Road repair project. Only one bid was received from Skyline Construction for \$225,977.69. Ridenour will review the bid and make recommendation next week. He will double check with FEMA that they will pay 75%.

Jill Kistler, Chris Dahlstrom, Laurie Moody, and Rhonda Hansen present.

Jill discussed representation for arbitration regarding the Secondary Roads Union grievance. Rick Zahasky has handled arbitration for Union grievances in the past. Kistler questioned if there is an agreement with Zahasky for his representation in these cases. She does not want to violate an existing agreement. Kistler will ask Zahasky if there is an agreement in place. It is Kistler's opinion that there should only be one attorney dealing with union issues in order to promote consistency and says that Attorney Zahasky has been the attorney handling the secondary roads union negotiations (including arbitration) for over a decade now and has developed an expertise in that area.

Glenn Monroe spoke to the proposal for purchase of some of equipment/contents at Makee Manor. Monroe suggested the possibility of surveying off the main building and selling it with the contents. If buyer does not want contents, then sell the contents. Moody mentioned the Solid Waste department is still on the water/lagoon there. The Board took no action on the purchase proposal from Prairieview.

Bev Larson-Needham, Jenny O'Neill, Mary Egan, Scott Willger, Mike Gallagher, Arnie Beneke & Chris Sans Crainte present. Beneke and Sans Crainte shared updates and changes to County insurance pertaining to Health Care Reform, or the Affordable Care Act. By October 1st all County employees have to receive notice that exchanges are opening on October 1st for January 1, 2014 coverage. Starting July 1, 2014, employers with 50+ employees, including County, must offer insurance and it must be considered affordable. If no insurance is offered and/or it does not pass affordability test, then the employer pays penalties. Currently the County offers insurance to full-time employees and it is affordable.

In Makee Manor updates Chris Dahlstrom said his understanding for replacing the fuel tank for the boiler is that FEMA will pay 85% of costs to remove the old tank and place the new external tank. Then down the road if County wants to do something different, FEMA will pay 85%. Sweeney Oil will put in an external 1,000 gallon fuel tank. Bob Campbell from City of Waukon talked with Laurie Moody about taking over the water testing at Makee Manor but still needs to present it to the City.

Supervisors set a public forum for September 16 @ 7pm in the Board room to field questions and input regarding Makee Manor. Chris Dahlstrom will invite John Hansen of Midwest Construction Consultants and Sheriff Clark Mellick to attend.

Board adjourned to meet Monday, September 9, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, SEPTEMBER 9, 2013**

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

13.370-Motion by Strub and second by Koenig to approve the agenda and minutes of September 9, 2013. Motion carried.

Jack Knight present.

13.371-Motion by Strub and second by Koenig to open public hearing regarding application by Paint Creek Cabins to change from A1 to R2 zoning district. Motion carried.

13.372- Motion by Strub and second by Koenig to close public hearing regarding application by Paint Creek Cabins to change from A1 to R2 zoning district. Motion carried.

Duane Bruening, Tyler Bruening and County Engineer Brian Ridenour present.

Brian Ridenour reviewed the bids for Dug Road repair project and made a recommendation to the Board to table the decision until Friday, September 13th.

13.373-Motion by Strub and second by Koenig to table the decision on awarding the bid until Friday, September 13th. Motion carried.

The Board did not have any new prospective members for the Compensation Commission.

Bob Campbell & Laurie Moody present.

13.374-Motion by Strub and second by Koenig to approve Gerald J & Mary Ann Mitchell Subdivision Plat. Motion carried.

RESOLUTION # 13.374

RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Mitchell, Gerald J & Mary Ann

WHEREAS, Mitchell, Gerald J & Mary Ann, owner(s) as of the September 9, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 IN THE FRACTIONAL NORTHWEST QUARTER OF THE NORTHWEST QUARTER (FRL. NW1/4-NW1/4) OF SECTION 4, TOWNSHIP 99 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 September 9, 2013:

That the final subdivision plat submitted by in Mitchell, Gerald J & Mary Ann, 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.

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.

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 September 9, 2013.

ATTEST:

Chairperson

1st Deputy County Auditor

Bob Campbell from City of Waukon discussed the City of Waukon taking over the water testing/lagoon testing at Makee Manor. The board is interested in costs.

Board adjourned to meet Monday evening, September 9, 2013 at 7:00 p.m. at the Postville City Council meeting.

At Postville City Council meeting, Supervisors Strub, Schellhammer, and Koenig, Lori Hesse - Treasurer, Jenny O'Neill - Deputy Treasurer, Ann Burckart - Assessor, Denise Beyer - Auditor and Chris Gavin - Deputy Auditor were present. Schellhammer explained the legal process that the County went through which eventually ended in settlement between SHF Industries and Allamakee County in the case regarding delinquent property taxes. Postville Council had these questions - how much money were they due from the settlement and had they received it and why was Postville property devalued so much. Lori Hesse explained how the amount received from settlement was apportioned. Ann Burckart explained when and why devaluation happens in a city and the factors that played a role for Postville.

Board adjourned to meet Friday, September 13, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Christine M Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
FRIDAY, SEPTEMBER 13, 2013**

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

The Board of Supervisors, ex-officio Board of County Canvassers for Allamakee County, met to canvass the results of the School Election held on Tuesday, September 10, 2013.

13.375-Motion by Koenig and second by Strub to certify the canvass summary and abstract of votes and declare the following duly elected: Allan Rissman, Director At Large and Scott Melcher, Director District #1 for Allamakee Community Schools; Heather Schulte, Director District #3 and Melanie Mauss, Director At Large for Easter Allamakee Community Schools; Stacy L. Malcom and Brad Rekow, Directors At Large for Postville Community Schools. The Board also canvassed the votes for NICC District #2 Director with Kathy Gunderson receiving 395 votes and NICC Public Measure Z receiving 327 votes "For" the measure and 80 votes "Against" the measure. Motion carried.

Brian Ridenour present. Ridenour said the Skyline Construction bid for Dug Road repair is good for 30 days and Ridenour is waiting to hear from FEMA whether they will pay before deciding on this bid. Ridenour recommends tabling the decision on this bid.

13.376 Motion by Koenig and second by Strub to table the decision on bid for Dug Rd repair project. Motion carried.

Jill Kistler present. Kistler informed the Board there was a resolution many years ago appointing Rick Zahasky as the union representative. Zahasky has expertise with union issues and for consistency Kistler recommend appointing him for arbitration on the current union grievance.

13.377 Motion by Koenig and second by Strub to retain Rick Zahasky for union grievance arbitration matters. Motion carried.

Ridenour said the start date in August 26 minutes was incorrect for Jeremy Bjerke. September 3 is the correct start date.

13.378 Motion by Koenig and Strub to amend August 26, 2013 minutes to read September 3, 2013 (instead of September 1, 2013) for start date of Jeremy Bjerke, Assistant County Engineer. Motion carried.

Board adjourned to meet Monday, September 16, 2013 at 9:00a.m. Allamakee County Board of Supervisors.

Attest:

Sherry Strub, Chair Pro-Tem

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, SEPTEMBER 16, 2013**

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

13.379-Motion by Strub and second by Koenig to approve today's agenda and minutes from September 9 and September 13, 2013. Motion carried.

Mary Abbas, Jack Knight and Clark Mellick present. Knight talked about LaCrosse, WI rail facility. Abbas said Trempeleau County has put a ban on new sand mines. Mellick will have Bob Beach go through jail in preparation for newspaper article. Recent jail inspection went well and county jail is okay for another year, however safety and security issues were mentioned.

Bob Beach gave letter of resignation from Upper Explorerland Regional Planning Commission Board.

13.380-Motion by Strub and second by Koenig to accept resignation of Bob Beach from UERPC Board. Motion carried.

Auditor Beyer talked with the Board about the status of considering lease agreement for all county copiers. Board would like to see a cost comparison from vendors showing way we do it now (purchase and pay monthly maintenance) versus monthly lease payments. Beyer explained the new voting equipment which counts ballots/votes. She also explained the electronic poll book programs that are available and how they would benefit the poll workers during elections. Total cost to purchase equipment for electronic poll book would be around \$24,000. This would include 2 laptops, barcode scanners and printers at each location. Poll workers jobs are difficult, needing to know what forms to fill out and what information to ask for if a voter is in wrong polling place, has a name change, address change or wants to register the day of the election. Electronic poll book walks poll workers through each scenario and allows the poll worker and voter to have confidence in the voting process. Funding for equipment for electronic poll book will be discussed at budget time.

Mike Gallagher present.

Snow removal at Makee Manor was discussed. Mellick said they have a tractor to take care of snow removal. Gallagher has ice melt to mix with sand left from flood sand bags.

Board adjourned to meet Monday, September 16, 2013 at 7:00p.m.

At 7:00 the Supervisors held a public forum to field questions and input regarding Makee Manor. Those present were: Supervisors Schellhammer, Strub and Koenig, Denise Beyer, Clark Mellick, Brian Ridenour, Mike Gallagher, Ken and Rose Beardmore, Ann Gallagher, Jean Huffey, Jack Sweeney, John Hansen, Julie Berg-Raymond, Ardie Kuhse, Mike Monroe, Bob Hager, Rev Lonning, Barry and Lisa Fruechte, Laura Olson. The future of Makee Manor was discussed, with those present sharing possibilities, concerns, costs, and questions.

Board adjourned to meet Monday, September 23, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, SEPTEMBER 23, 2013

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

13.381-Motion by Strub and second by Koenig to approve today's agenda and minutes from September 16, 2013. Motion carried.

Mary Abbas, Jack Knight and Jane Regan present. Knight talked about a possible sand mine in Independence, WI. Abbas gave Supervisors an invitation for a bus tour with Allamakee Protectors. Jane Regan of Leschensky Insurance presented a Workers Comp dividend check for having low rate of claims during March 1, 2012 through March 1, 2013.

Kim Waters and Jan Heikes present.

13.382-Motion by Strub and second by Koenig to accept and place on file the Case Management FY13 Actual Cost Report. Motion carried.

13.383-Motion by Strub and second by Koenig to sign the Case Management survey application for accreditation. Motion carried.

Heikes went over the County Social Services agenda for September 25, 2013.

13.384-Motion by Strub and second by Koenig to set date for Allamakee County FY14 budget amendment for October 7, 2013 at 10:00 am. Motion carried.

13.385-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan updates for W&M Ag, De Su Holsteins and Paul Link. Motion carried.

Board had update on Compensation Commission stating Dennis Nebendahl has agreed to serve on this commission.

Mark Jones and Brian Ridenour present. Jones asked Supervisors to consider 5-1/3 hours overtime pay or 8 hours of comp time in the union grievance, stating if it goes to arbitration it will be for 8 hours overtime pay plus arbitration costs. Supervisors last offer was for 2 hours paid overtime and option to work 6 additional hours. If County has to pay for those 6 hours of work, Supervisors are willing to each work 2 of the 6 hours so the County gets something for what it's paying. Ridenour says this could cause another grievance for displacing a union worker by doing their job. Supervisors willing to do this if there is agreement by union workers to not file another grievance in response to the Supervisors doing County work. Jones will take their offer back to the union.

13.386-Motion by Strub and second by Koenig to offer 2 hours overtime pay to employee plus 2 hours will be worked by each Supervisor. Employee will get 2 hours paid overtime plus 6 hours regular time. Motion carried.

Mike Gallagher, Tom Blake, Clark Mellick, Jim Garrett and Jenny O'Neill present.

Mike Gallagher and a committee of 3 other department heads interviewed 4 people for the opening in maintenance department. Agreed on hiring John Roe at 35 hours per week starting at \$13 per hour.

13.387-Motion by Strub and second by Koenig to hire John Roe in maintenance at 35 hours per week and \$13.00 per hour. Motion carried.

Gallagher, Steve Zahn and Randy Dehli got boiler going at Makee Manor. Gallagher will call Randy Sweeney to get tank there for heating Makee for winter. Possibility of sale of Makee Manor was discussed. Schellhammer talked about the value of the property, building and contents. An open house at Makee Manor was discussed.

13.388-Motion by Strub and second by Koenig to set open house for Makee Manor and the County jail of October 12, 2013 from 8:00am to noon. Motion carried.

Jim Garrett and Jenny O'Neill talked about the 28E agreement between the City of Waukon and Allamakee County. With the 28E in place the County Treasurer would collect on past due parking fines before allowing person with fines to register their vehicle. A \$5 fee would be collected by the Treasurer to process the collection. This agreement is available to other cities in the County.

13.389-Motion by Strub and second by Koenig to enter into 28E agreement with City of Waukon regarding collection of parking tickets. Motion carried.

13.390-Motion by Strub and second by Koenig to approve subdivision plat for Frances Geinzer Cole with provision in resolution that Lot 2 be provided with a 66' right-of-way access to Wolf Road, or the owners provide an engineered plan that shows the access road as safe for emergency vehicles. Motion carried.

RESOLUTION #13.390
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Frances Geinzer-Cole

WHEREAS, Frances Geinzer-Cole, owner(s) as of the September 23, 2013, has submitted the attached Final Plat and supporting documents representing: Lot 2 in the Southeast Quarter of the Southeast Quarter of Section 12, 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.

WHEREAS, Lot 2 be provided with a 66' right of way access to Wolf Road or, the owners provide an engineered plan that shows the access road as safe for emergency vehicles.

BE IT RESOLVED by the Allamakee County Board of Supervisors at a regular meeting assembled on the September 23, 2013:

That the final subdivision plat submitted by in Frances Geinzer-Cole, 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.

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.

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 September 23, 2013.

ATTEST:

Chairperson

County Auditor

13.391-Motion by Strub and second by Koenig to approve subdivision plat for Larry & Sharon Snitker. Motion carried.

RESOLUTION #13.391
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Snitker, Larry & Sharon

WHEREAS, Snitker, Larry & Sharon, owner(s) as of the September 23, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW1/4-NE1/4) OF SECTION 17, TOWNSHIP 97 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 September 23, 2013:

That the final subdivision plat submitted by in Snitker, Larry & Sharon, 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.

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.

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 September 23, 2013.

ATTEST:

Chairperson

County Auditor

13.392-Motion by Strub and second by Koenig to approve subdivision plat for Ron Heim. Motion carried.

RESOLUTION # 13.392
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT of
Ron Heim

WHEREAS, Ron Heim, owner(s) as of the September 23, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE FRACTIONAL NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 5 , 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 September 23, 2013:

That the final subdivision plat submitted by in Ron Heim, 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.

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.

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 September 23, 2013.

ATTEST:

Chairperson

County Auditor

13.393-Motion by Strub and second by Koenig to accept and place on file the First Judicial District Department of Correctional Services Statement of Revenues, Expenditures and Changes in Fund Balances for Year Ending June 30, 2013. Motion carried.

Board adjourned to meet Monday, September 30, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, SEPTEMBER 30, 2013**

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

13.394-Motion by Strub and second by Koenig to approve today's agenda and minutes from September 23, 2013. Motion carried.

Mary Abbas, Jack Knight, Tom Blake and Kevin Bublitz present. Knight informed Board of a conference for attorneys to go to regarding sand mining issues and recommends that at least Jill Kistler and one other county official attend.

Blake reported that Jim Pladsen is the only applicant for the open seat Planning & Zoning Commission.

13.395-Motion by Strub and second by Koenig to appoint Jim Pladsen to Planning & Zoning Commission. Motion carried.

13.396-Motion by Strub and second by Koenig to approve the first reading of the Ordinance amending the Zoning Ordinance and map by changing the zoning district for Paint Creek Cabins subdivision from A1 (Ag) to R2 (Residential). Motion carried.

13.397-Motion by Strub and second by Koenig to waive the second and third readings of the Ordinance amending the Zoning Ordinance and map by changing the zoning district for Paint Creek Cabins subdivision from A1 (Ag) to R2 (Residential). Motion carried.

13.398-Motion by Strub and second by Koenig to approve the Ordinance amending the Zoning Ordinance and map by changing the zoning district for Paint Creek Cabins subdivision from A1 (Ag) to R2 (Residential). Motion carried.

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

This ordinance amends the zoning ordinance of Allamakee County, Iowa by changing the zoning district designation of land on the Official Zoning Map and Zoning Journal, found to be in compliance with the Allamakee County Comprehensive Plan.

WHEREAS, The Planning and Zoning Commission, after proper public hearing and notice, has recommended to the Board of Supervisors that they amend the Zoning Ordinance and Map by changing the Zoning Districts for the following property;

Lots 1, 2, 3, 4, 5 and 6, Paint Creek Cabins Subdivision, SE ¼ NE ¼, Section 25, T97N, R4W, Allamakee County, Iowa.

From the current zoning district of A-1 (agricultural) to the zoning district of R-2 (Low Density Residential) to allow for the sale, use and development of existing, legal lots upon the following conditions:

1. None.

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

The Zoning District designation on the Official Zoning Map for Lots 1, 2, 3, 4, 5 and 6, Paint Creek Cabins Subdivision, SE ¼ NE ¼, Section 25, T97N, R4W, Allamakee County, Iowa, be changed From the current zoning district of A-1 (agricultural) to the zoning district of R-2 (residential) to allow for a change in use of the property to allow for the sale, use and development of existing, legal lots upon the following conditions:

1. None.

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 23rd day of September, 2013 by the Board of Supervisors, Allamakee County, State of Iowa.

Larry Schellhammer, Chair

ATTEST:

Denise Beyer, Auditor

13.399-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Scott Sanness-Stateline Site. Motion carried.

13.400-Motion by Strub and second by Koenig to approve the plat for Lee N. & Ruth A. Feuerhelm. Motion carried.

RESOLUTION # 13.400
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Feuerhelm, Lee N & Ruth A

WHEREAS, Feuerhelm, Lee N & Ruth A, owner(s) as of the September 30, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 3 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER, LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER, AND LOT 1 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER ALL IN SECTION 19, TOWNSHIP 99 NORTH, WEST OF THE 5TH P.M. IN ALLAMAKEE COUNTY; 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 September 30, 2013:

That the final subdivision plat submitted by in Feuerhelm, Lee N & Ruth 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.

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.

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 September 30, 2013.

ATTEST:

Chairperson

County Auditor

Strub opened bids for the purchase of the 2006 Ford Explorer the Sheriff's department is selling. Bids were as follows: Yousef Dabbagh - \$2,768.00; Chicago Motors/Akhtar Naviwala - \$2,207.00; Janice Pitzer - \$3,005.00; Kari Burke - \$1,560.00; and Daryl Schultz - \$500.00.

13.401-Motion by Strub and second by Koenig to award Janice Pitzer the 2006 Ford Explorer with high bid of \$3,005.00. Motion carried.

Auditor Beyer informed the Board the Personnel Policy Handbook is in need of updating and the Board needs to initiate the request to have this done.

13.402-Motion by Strub and second by Koenig to move forward with updating the Personnel Policy Handbook. Motion carried.

No updates on filling vacancies for Compensation Commission.

Brian Ridenour present.

Ridenour reviewed the Dug Road repair bid and explained the 30 days is up and a decision needs to be made to accept or reject the Skyline Construction bid. Bid is over 14% more than Ridenour's estimate and there would be no expedited funding from FEMA. Ridenour recommends rejecting bid and his department will do temporary work to get Dug Road open and will get some reimbursement from FEMA. Next year bids will again be taken for permanent work to the road.

13.403-Motion by Strub and second by Koenig to reject the bid for Dug Rd repair. Motion carried.

Mike Gallagher, Marcia Rush, David Anderson and Jeff Abbas present.

Auditor Beyer informed the Board that the Local Option Sales and Service Tax (LOSST) for unincorporated areas and all cities in Allamakee County, except Lansing, will expire on December 31, 2014. The Board needs to initiate signing a resolution requesting that the question for LOSST be placed on a ballot in 2014. Beyer also explained they have the option to place a sunset (expiration) date on the LOSST, at which time it can be voted on again, or they can have no sunset which leaves it in effect indefinitely. Supervisors asked the consequences of having no sunset and some other details about LOSST. Beyer will research and come back with more information.

13.404-Motion by Strub and second by Koenig to table consideration of resolution to put LOSST renewal question on ballot in 2014. Motion carried.

Marcia Rush and David Anderson talked about the process to have Makee Manor, formerly the Allamakee County Farm, added to the National Register of Historic Places. Rush believes whatever decision is made regarding Makee Manor that adding it to the National Register of Historic Places should be done due to the amount of history in that spot. Schellhammer does not have a problem with pursuing this designation for the County Farm as long as it does not hold up any decision the Board needs to make in the future. Board gave Rush permission to get what she needs from Jan Ellingson at Makee Manor (floor plans, etc.) for application process.

13.405-Motion by Strub and second by Koenig to authorize Historical Preservation Commission to proceed with listing the Allamakee County Farm on the National Register of Historic Places. Motion carried.

Mike Gallagher updated the Board on boiler inspection and installation of fuel tank for boiler at Makee Manor. Ridenour shared estimates of \$106,000 for installation of a 3,000 gallon underground fuel tank and \$40-60,000 for above-ground 3,000 gallon fuel tank and said they have less than a month to get this project on the FEMA list of projects if they want reimbursed for it.

Board adjourned until 2:30pm at which time Larry Schellhammer, Sherry Strub, Deb Winke, Denise Beyer, Clark Mellick, Heather Homewood, Becky Hawes, Kim Waters and Tom Blake met with Kristi Harshbarger, ISAC Legal Counsel. Ms. Harshbarger asked questions about what we see as ISACs role, what they can do better and what challenges we are facing as a county.

Board adjourned to meet Monday, October 7, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 7, 2013**

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

The following people were present at various times throughout the meeting: Jeff Abbas, Jack Knight, Jack Sweeney, Jill Kistler, Marcia Rush, Chris Gavin, Mike Gallagher, John Roe, Dave Mooney, Chris Fee, Brian Ridenour, Deb Winke, Laurie Moody.

13.406-Motion by Strub and second by Koenig to approve today's agenda and minutes from September 30, 2013. Motion carried.

During public comment, Larry Schellhammer said he went to a meeting where he learned about a University of Iowa grant for U of I to do air quality testing for Winneshiek and Allamakee Counties. Jack Knight gave maps to supervisors showing proposed setbacks and overlays for sand mining.

Jill Kistler has concerns in regards to having Makee Manor/County Farm on the National Register of Historic Places, such as not being able to knock building down if a buyer is not found, and building not being as marketable if it is on the Historic Places register. Marcia Rush said if she learns of anything through the application process that would hinder Allamakee County in any way in possession of or selling this property, she would notify the county as soon as possible. Jack Sweeney would like to see the application process move forward because there is grant funding available for buildings on the National Register of Historic Places and that would be attractive to an interested buyer. It was decided that moving forward with the application process will not harm anything right now.

13.407-Motion by Strub and second by Koenig to table consideration to rescind Motion 13.405. Motion carried.

Gallagher will check into what they need/want to do with boiler/fuel tank and whether to add this project to the FEMA list before deadline.

13.408-Motion by Strub and second by Koenig to table the 9:35am agenda item, Consider approval to transport victim/witness' in Allamakee County owned vehicles. Motion carried.

Dave Mooney is required to update the Solid Waste Comprehensive Plan every 5 years, though it used to be every 3 years. They have to see a reduction in solid waste and show a 25% reduction since 1988. Allamakee County is at around 35%. In next 5 years Mooney sees possibility of having to add a "household hazardous waste" site. We are now approved to go to LaCrosse for this type of waste. A second meeting regarding this will be held in the near future.

Chris Fee explained the 911 Ordinance is being amended to be brought in line with the Zoning Ordinance and there needs to be a Public Hearing.

13.409-Motion by Strub and second by Koenig to set a Public Hearing for the amended E911 Ordinance for October 21, 2013 at 9:15am. Motion carried.

13.410-Motion by Strub and second by Koenig to open the Public Hearing for Allamakee County FY14 budget amendment. Motion carried.

Detail of amended amounts was discussed.

13.411-Motion by Strub and second by Koenig to close the Public Hearing for Allamakee County FY14 budget amendment. Motion carried.

13.412-Motion by Strub and second by Koenig to adopt the Allamakee County FY14 Budget amendment. Motion carried.

13.413-Motion by Strub and second by Koenig to adopt the Allamakee County FY14 Budget amendment appropriations. Motion carried.

13.414-Motion by Strub and second by Koenig to accept and place on file the Sheriff's Quarterly report. Motion carried.

13.415-Motion by Strub and second by Koenig to accept and place on file the Auditor's Quarterly report. Motion carried.

Deb Winke explained that Iowa Code does not specify anyone has to sign a plat of survey. Previous resolutions for Allamakee County state "interested parties" must sign. Now "spouses" are being added to make it more specific and require all owners to sign. The spouse of an owner, even though they are not an owner, must sign stating that they know the plat of survey is being done. Supervisor Strub would like to hear more about this from Attorney Dick White.

13.416-Motion by Strub and second by Koenig to table consideration of resolution to amend Resolution 97-256 and subsequently amended Resolution 05-099. Motion carried.

13.417-Motion by Koenig and second by Strub to approve secondary roads transfers of \$710,538.62 from Rural Services fund and \$48,218.00 from General Basic fund. Motion carried.

Schellhammer asked Tom Weighner to serve on Compensation Commission and Weighner agreed.

Still need 2 real estate brokers/agents to complete the list.

Laurie Moody informed Supervisors that Melinda Berns has completed her first 90-days as of October 1 and asked Board to approve a 3% raise. Berns was hired on July 1 at the previous year's rate for her position with the 3% FY14 raise after 90 days, effective October 1, 2013.

13.418-Motion by Strub and second by Koenig to honor the agreement to give Melinda Berns a 3% raise to bring her to \$12.85/hour effective October 1, 2013. Motion carried.

Board adjourned to meet Monday, October 14, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 14, 2013**

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

The following people were present at various times throughout the meeting: Jack Knight, Shelly Howe, Mary Ament, Bob Campbell, Ann Burckart, Attorney Richard White, Laurie Welch, Zach Ramsey, Deb Winke, Chris Fee, Robyn Carey-Dundee, Tom Blake, Mike Gallagher, Clark Mellick, Laurie Moody.

13.419-Motion by Strub and second by Koenig to approve today's agenda and minutes from October 7, 2013. Motion carried.

During public comment, Jack Knight gave more maps to supervisors in regards to sand mining.

Shelly Howe updated Supervisors on Upper Explorerland Regional Planning Commission and shared information on housing projects within the County.

Mary Ament, TASC, asked for support (no money requested) for their wellness facility project, which involves adding on about 2,300 sq. ft. on SW corner of current TASC facility.

13.420-Motion by Strub and second by Koenig to approve supporting the CDBG applications for TASC. Motion carried.

Ann Burckart updated Supervisors on Senate File 295 (SF 295) which deals with Property Tax Reform.

Attorney Richard White explained the amendment to Resolution 97-256 and subsequently amended Resolution 05-099, which would require spouse signature, or proof that an attempt was made to get spouse signature, for plat of survey.

13.421-Motion by Strub and second by Koenig to adopt resolution to amend Resolution 97-256 and subsequently amended Resolution 05-099. Motion carried. Schellhammer and Koenig-aye. Strub-nay.

Resolution No. _____

The Allamakee County Board of Supervisors herein state:

That Resolution No. 97-256, dated August 18, 1997 and subsequently amended Resolution No. 05-099, provides that , prior to recording, all plats filed for record must be signed by all property owners;

That the Resolution was interpreted to include spouses;

That the intent of the resolution was to insure that all titleholders, including spouses, have notice of plats affecting their property

That the Board hereby amends Resolution No. 97-256, dated August 18, 1997 and subsequently amended Resolution No. 05-099, to provide that a plat may be recorded without the spouses' signature so long as the plat includes an affidavit that the proprietors have diligently attempted to secure the spouse's signature but have been unable to do so. A copy of the plat to be recorded sent by certified mail to the spouse at his/her last known address and return receipt attached with the affidavit to the plat before recording.

That, except as amended herein, all other provisions of Resolution No. 97-256, dated August 18, 1997 and subsequently amended Resolution No. 05-099 shall remain as originally, and subsequently amended, stated.

Dated this ____ day of _____, 2013

Larry Schellhammer, Chairperson

Attest: Denise Beyer, Auditor

Zach Ramsey presented proposal for server and backup needs for courthouse. Laurie Welch budgeted for new IBM i5 series System (Main Frame Server) but it has become evident that a new file server and backup are more essential at this time. The “400”, or i5 series sytem, will last another year. No action taken. Laurie Welch will come back with a recommendation for Supervisors.

Robyn Carey-Dundee has occasional need to transport a victim or witness to testify or take them to a program she recommends.

13.422-Motion by Strub and second by Koenig to approve transport of victims and/or witnesses in county vehicles. Motion carried.

13.423-Motion by Strub and second by Koenig to accept and place on file quarterly reports for Environmental Health, County Relief and Recorder. Motion carried.

13.424-Motion by Strub and second by Koenig to approve the plat for Eagle Ridge Land Co, LLC. Motion carried.

RESOLUTION # 13.424

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

WHEREAS, Eagle Ridge Land Company LLC, owner(s) as of the October 21, 2013, has submitted the attached Final Plat and supporting documents representing: 'Eagle Ridge Two', A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4-SE1/4) AND PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE1/4-NE1/4); ALL IN SECTION 4, 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 October 21, 2013:

That the final subdivision plat submitted by in Eagle Ridge Land Company LLC, 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.

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.

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 October 21, 2013.

ATTEST:

Chairperson

County Auditor

Bob Campbell of City of Waukon water department gave a schedule of what needs to be done for water testing duties at Makee Manor. City of Waukon will have their attorney draw something up and then County Supervisors will consider approval of what City draws up.

Brian Ridenour shared map of 9 sites more heavily hit by flooding. He recommends hiring WHKS out of Dubuque for survey, design, and construction engineering services at these 9 sites, with 80% to be paid by Federal Highway Administration (FHWA) Emergency Relief funds.

13.425-Motion by Strub and second by Koenig to sign agreement for WHKS of Dubuque for Consultant Engineering Services for flood damage at 9 sites on County roads. Motion carried.

Board adjourned to meet Monday, October 21, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 21, 2013**

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

The following people were present at various times throughout the meeting: Jack Knight, Dale & Ann Rademaker, Doug Mullen, Jim & Ellen Mellick, Chris Fee, Clark Mellick, Jill Kistler, Jan Heikes, Mike Gallagher, John Roe and Chris Dahlstrom.

13.426-Motion by Strub and second by Koenig to approve today's agenda and minutes from October 14, 2013. Motion carried.

During public comment, Ellen Mellick shared concerns about safety on 4th Street SE in Waukon. It is a popular walking route as well as truck route for semis and concrete and gravel trucks. Speed of vehicles and debris from trucks striking pedestrians are causes for concern. Jack Knight informed Board that proposed Wisconsin legislation would take away all local control regarding sand mining.

13.427-Motion by Strub and second by Koenig to open Public Hearing for amended E911 ordinance. Motion carried.

Chris Fee stated changes were made to get E911 ordinance in line with zoning ordinance. Doug Mullen says E911 ordinance is not a regulatory code, is only for Emergency Management and it may not be legal to include zoning rules in E911 Ordinance. Kistler feels it is legal as the regulations deal with emergency vehicles having access to someone's property. Kistler will look into this further.

13.428-Motion by Strub and second by Koenig to close Public Hearing for amended E911 ordinance. Motion carried.

13.429-Motion by Strub and second by Koenig to table approval of first reading of amended E911 ordinance. Motion carried.

13.430-Motion by Strub and second by Koenig to set a second Public Hearing for amended E911 ordinance for November 12, 2013 at 10:00 a.m. Motion carried.

13.431-Motion by Strub and second by Koenig to table the second and third readings and adoption of the amended E911 ordinance. Motion carried.

Kistler presented the Waste Water agreement between City of Waukon and County. Strub is wondering if \$300 per month is a fair amount to pay City. Schellhammer asked if an hourly rate would be more fair. Questions were asked about how much time is involved, what has to be done and how often and what County's responsibilities will be. Kistler will check into this further.

13.432-Motion by Strub and second by Koenig to table 9:30 agenda item for Waste Water agreement. Motion carried.

Jan Heikes reviewed the CSS meeting agenda with Board, highlighting possibility of tele-health in the jails, which could mean psychiatrists available to inmates via teleconference.

Sheriff Mellick recommends offering open Deputy position to Stuart Bloxham starting November 1.

13.433-Motion by Strub and second by Koenig to hire Stuart Bloxham as new deputy sheriff starting November 1, 2013. Motion carried.

13.434-Motion by Strub and second by Koenig to sign the FY14 library contract between the County and the six city libraries. Motion carried.

13.435-Motion by Schellhammer and second by Koenig to approve liquor license for Wings. Motion carried.

13.436-Motion by Strub and second by Koenig to table setting meeting time for Code of Ordinances. Motion carried.

Makee Manor updates: Mike Gallagher still waiting on Zahn to hook up diesel tank to boiler. Cost of approximately \$2000 to do this was discussed. After discussion it was decided to put hook-up of the boiler on hold, look at setting a date for an auction and see if interested party comes up with an offer. Value of the land and building were discussed. Mike Gallagher will hold off on having boiler hooked up for now.

Board adjourned to meet Monday, October 28, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, OCTOBER 28, 2013

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

The following people were present at various times throughout the meeting: Kristi Hager, Doug Mullen, Jeff Reinhardt, Mary Keatley, Robert Leppert, John Curtin, Bob Larkin, Lori Hesse, Jill Kistler, Rick Schulte, Laurie Moody, Chris Dahlstrom, Bob Campbell, John Roe, Mike Gallagher, Dave Mooney, Gary Krapfl, Tessa Willie, Marilyn Zweibahmer, Jean Bossom, Jack Sweeney, Clark Mellick, Tom Blake, Brian Ridenour, Theresa Gallagher.

13.437-Motion by Schellhammer and second by Koenig to approve today's agenda and minutes of October 21, 2013. Motion carried.

During Public Comment time Kristi Hager talked about the new insurance taxes/fees instituted as part of Obama Care, or the Affordable Care Act, and how it could affect the county when paying for employee insurance premiums. Doug Mullen spoke about what is included in the E911 ordinance.

Jill Kistler, Rick Schulte and Lori Hesse spoke about the way LOSST funds are currently distributed among townships. County receives LOSST money and distributes it to townships by population, but townships pay into their fire districts by valuation. Some townships come out ahead with this scenario and others do not, and have to levy for fire protection. Whether a change is needed and where the change may need to occur was left to be researched. Meeting set for Supervisors to meet November 19, 2013 at 9am with township representatives and fire district representatives to discuss this issue further.

The County Farm Waste Water agreement was discussed. Current waste water permit can be used until the new permit is received. Amber Sauser with DNR will send someone to train on lagoon monitoring/testing. Bob Campbell said he is willing to do all monitoring and testing per agreement and Chris Dahlstrom would just have to write down the daily flow. It was agreed that if DNR comes to do training, Bob Campbell, John Roe, Laurie Moody and Chris Dahlstrom will attend that training. County should be able to handle the testing/monitoring but Campbell is willing to assist.

13.438-Motion by Strub and second by Koenig to not enter into Waste Water agreement with City of Waukon at this time. Motion carried.

13.439-Motion by Strub and second by Koenig to accept and place on file the VA quarterly report. Motion carried.

13.440-Motion by Strub and second by Koenig to sign the Resolution for Comprehensive Plan for Solid Waste department. Motion carried.

John Rea has been contacted about serving on Compensation Commission.

Tessa Willie with Helping Services for Northeast Iowa informed the Supervisors that November 21, 2013 is the Great American Smokeout and asked the Supervisors to declare November 17-23 as Tobacco Awareness Week.

13.441-Motion by Strub and second by Koenig to declare November 17-23, 2013 as Tobacco Awareness Week. Motion carried.

13.442-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Glenn Griffin Site #2. Motion carried.

13.443-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan for Charlie Deering-Hwy 52 site. Motion carried.

Makee Manor discussion was held. Schellhammer contacted Sweeney Auction and Monroe Auction and both bids are still good. Jack Sweeney explained to the Supervisors that he has 3 parties interested in Makee Manor. Sweeney wants to be allowed to place Makee Manor on a Multiple Listing Service and market it to bring jobs to the county and is not looking for a fee for this listing. Supervisors agreed that creating jobs in the County is the primary goal. Sheriff Mellick mentioned that site is good for possible new jail and he is waiting to see how big the "footprint" would be for a new county jail facility. Dahlstrom mentioned the expense, from taxpayer viewpoint, to maintain Makee Manor in the interim.

13.444-Motion by Strub and second by Koenig to table consideration of auctioneer bids. Motion carried.

A special meeting was set for Wednesday, October 30, 2013 at 9:00am to hold a work session to determine if an agreement will be entered into with Sweeney, and what would be listed with Sweeney.

13.445-Motion by Strub and second by Koenig to accept and place on file the Resolution requesting Allamakee County Board of Supervisors to place the question of the imposition of Local Option Sales Tax on a special election ballot. Motion carried.

Tom Blake explained a change from building permit "issuance" fee to permit "application" fee so no checks need to be held.

13.446-Motion by Strub and second by Koenig to set a Public Hearing for November 12, 2013 at 9:15am for an amendment to the zoning ordinance to establish a building permit application fee. Motion carried.

13.447-Motion by Strub and second by Koenig to set a Public Hearing for November 12, 2013 at 9:20am for an amendment to the zoning ordinance and map regarding Lienau/Niemann property. Motion carried.

13.448-Motion by Strub and second by Koenig to approve the subdivision plat for Gary D and Renee J. Thorson. Motion carried.

After further discussion it was determined that the name on the plat is not accurate.

13.449-Motion by Strub and second by Koenig to rescind previous motion. Motion carried.

13.450-Motion by Strub and second by Koenig to approve the subdivision plat for Stanley & Beverly Meyer. Motion carried.

RESOLUTION # 13.450
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Meyer, Stanley & Beverly

WHEREAS, Meyer, Stanley & Beverly, owner(s) as of the October 28, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 1 IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW1/4-NW1/4), NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW1/4-NW1/4-SW1/4), LOT 1 IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER (NW1/4-SW1/4), AND LOT 1 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4-SW1/4); ALL IN SECTION 9, 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 October 28, 2013:

That the final subdivision plat submitted by in Meyer, Stanley & Beverly, 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.

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.

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 October 28, 2013.

ATTEST:

Chairperson

County Auditor

13.451-Motion by Strub and second by Koenig to approve the subdivision plat for Donald T and Catherine A Baxter. Motion carried.

RESOLUTION # 13.451
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Baxter, Donald T & Catherine A

WHEREAS, Baxter, Donald T & Catherine A, owner(s) as of the October 28, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4SE1/4) OF SECTION 21, LOT 2 IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4-SE1/4) OF SECTION 21, LOT 2 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4-SW1/4) OF SECTION 22, AND LOT 3 IN THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW1/4-SW1/4) OF SECTION 22; ALL IN 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 October 28, 2013:

That the final subdivision plat submitted by in Baxter, Donald T & Catherine 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.

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.

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 October 28, 2013.

ATTEST:

Chairperson

County Auditor

Supervisors Strub and Schellhammer and Auditor Beyer rode with Engineer Ridenour to view the MRT project.

Board adjourned to meet Wednesday, October 30, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
WEDNESDAY, OCTOBER 30, 2013**

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

The following people were present at various times throughout the meeting: Jill Kistler, Tom Blake, Clark Mellick, Chris Dahlstrom, Jack Sweeney, John Sweeney, Brian Ridenour & Dick White.

13.452-Motion by Strub and second by Koenig to approve today's agenda. Motion carried.

13.453-Motion by Strub and second by Koenig to approve the Gary D Thorson Subdivision Plat. Motion carried.

Discussion was held regarding selling Makee Manor. County Attorney Jill Kistler recommended the Board to not make any decisions at this time. Board will research costs of items that will need to be accomplished based on what they want to sell such as appraisal, survey, etc.

13.454-Motion by Strub and second by Koenig to table agreement with Jack Sweeney and approving the listing. Motion carried.

Board adjourned to meet Monday, November 4, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Christine M. Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, NOVEMBER 4, 2013**

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

The following people were present at various times throughout the meeting: Dave Monserud, Mary Abbas, Jean Bossom, Max Grotegut, Clark Mellick, Brian Ridenour & Laurie Moody.

13.455-Motion by Strub and second by Koenig to approve today's agenda and minutes from October 28th & 30th. Motion carried.

13.456-Motion by Strub & second by Koenig to sign SPF-SIG contract with Helping Services. Motion carried.

Discussion was held on writing a 28E agreement with Waterville for law enforcement.

13.457-Motion by Strub and second by Koenig to table consideration of law enforcement Contract with the City of Waterville. Motion carried.

13.458-Motion by Strub and second by Koenig to reappropriate \$17,000 from Non-departmental to County Farm. Motion carried.

APPROPRIATION RESOLUTION 13-458

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2013, in accordance with Section 331.434, Subsection 6, Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Allamakee County, Iowa, as follows:

Section 1. The amounts itemized by fund and by department or office on the following schedule are hereby appropriated from the resources of each fund so itemized, and the department or office listed in the first column on the same line of the schedule.

Section 2. Subject to the provisions of other county procedures and regulations and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2013.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution.

Section 4. If at any time during the 2013/2014 budget year the Auditor shall ascertain that, the available resources of a fund for that year will be less than said fund's total appropriations, she shall immediately so inform the board and recommend appropriate corrective action.

Section 5. The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status of such accounts to the applicable departments and offices monthly, during the 2013/2014 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of the business day on June 30, 2014.

Discussion was held on the County Road X-52 project .

13.459-Motion by Strub and second by Koenig to sign the amended professional services agreement for the County Road X-52 project from Harpers Ferry to Iowa Highway 76. Motion carried.

Board adjourned to meet Tuesday, November 12, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Christine M. Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
THURSDAY, NOVEMBER 7, 2013**

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

13.460-Motion by Strub and second by Koenig to approve agenda. Motion carried.

The Board of Supervisors, ex-officio Board of County Canvassers for Allamakee County, met to canvass the results of the Waukon City Election held on Tuesday, November 5, 2013.

13.461-Motion by Strub and second by Koenig to certify the canvass summary and abstract of votes for Waukon City Election held on November 5, 2013 and declare Steve Wiedner duly elected for the office of Waukon Council Member First Ward for a term of 4 years, Loren Beneke duly elected for the office of Waukon Mayor for the term of 2 years, Patty Fosaaen duly elected for the office of Waukon Hospital Trustee for the term of 4 years, Revelyn Lonning duly elected for the office of Waukon Hospital Trustee for the term of 4 years and Don Steffens duly elected for the office of Waukon Council Member Third Ward for the term of 4 years. Motion carried.

Pursuant to Iowa Code 21.4 (2) (b) 24 hour notice was not given for the following agenda items. They were added to agenda due to deadlines in the Code regarding recounts.

13.462-Motion by Strub and second by Koenig to approve Auditor Beyer's request for an administrative recount of Mayor and Council At Large races of Ward 2 and order the recount. Motion carried.

13.463-Motion by Strub and second by Koenig to approve the recount request made by candidate John Ellingson for a recount of Waukon Ward 3 City Council race and order the recount. Motion carried.

The Board of Supervisors adjourned as ex-officio Board of County Canvassers for Allamakee County.

Attest:

Larry Schellhammer, Chairperson

Christine M. Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, NOVEMBER 12, 2013**

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

The following people were present at various times throughout the meeting: Jack Sweeney, Jack Knight, Jill Kistler, Clark Mellick, Doug Mullen, Denise Beyer, Rachelle Howe, Kim Waters & Chris Fee.

13.464-Motion by Strub and second by Koenig to approve today's agenda and minutes from November 4th & 7th. Motion carried.

13.465-Motion by Strub and second by Koenig to open the Public Hearing for Amendment to Zoning Ordinance to establish a building permit application fee. Motion carried.

13.466-Motion by Strub and second by Koenig to close the Public Hearing for Amendment to Zoning Ordinance to establish a building permit application fee. Motion carried.

13.467-Motion by Strub and second by Koenig to open the Public Hearing for amendment to zoning ordinance and map regarding Lienau/Niemann property at 923 and 925 Lansing Harpers Road. Motion carried.

13.468-Motion by Strub and second by Koenig to close the Public Hearing for amendment to zoning ordinance and map regarding Lienau/Niemann property at 923 and 925 Lansing Harpers Road. Motion carried.

13.469-Motion by Strub and second by Koenig to table the decision on repealing Resolution 97.154. Motion carried.

The Board was informed that a legal description could not be given due to the location of the property. Board recommended that Jill Kistler and Jack Sweeney write up a contract for the real estate listing on the Multiple Listing Service website and sale of Makee Manor.

13.470-Motion by Strub and second by Koenig to accept and place on file the Manure Management Update for Link I. Motion carried.

13.471- Motion by Strub and second by Koenig to accept and place on file the Manure Management Update for Johanningmeier Dairy. Motion carried.

13.472-Motion by Strub and second by Koenig to approve the Wesley J & Brenda Lawson Subdivision Plat. Motion carried.

13.473-Motion by Strub and second by Koenig to open the Public Hearing for Amended E911 Ordinance. Motion carried.

13.474-Motion by Strub and second by Koenig to close the Public Hearing for Amended E911 Ordinance. Motion carried.

13.475-Motion by Strub and second by Koenig to approve the first reading of the Amended E911

Ordinance. Motion carried.

Board adjourned as Board of Supervisors and met as the Board of County Canvassers for Allamakee County to canvass the results of the City of Postville, City of Lansing, City of New Albin, City of Waterville and City of Harpers Ferry held on Tuesday, November 5, 2013.

13.476-Motion by Strub and second by Koenig to certify the canvass summary and abstract of votes for The City of Postville, City of Lansing, City of New Albin, City of Waterville and City of Harpers Ferry Elections held on November 5, 2013 and declare Dawn Hernandez duly elected for the office of Postville Council Member for the term of 2 years, Leigh Rekow duly elected for the office of Postville Mayor for the term of 4 years, Mary Engstrom duly elected for the office of Postville Council Member the term of 4 years, Robert D Fadness duly elected for the office of Postville Council Member for the term of 4 years, the Postville Public Measure to be adopted, Mike Brennan duly elected for the office of Lansing Mayor for the term of 2 years, Rebecca Conway duly elected for the office of Lansing Council Member for the term of 4 years, David Darling duly elected for the office of Lansing Council Member for the term of 2 years, Ross Kolsrud duly elected for the office of Lansing Council Member for the term of 4 years, Dick Roeder duly elected for the office of Lansing Council Member for the term of 2 years, Patrick Wagner duly elected for the office of Lansing Council Member for the term of 4 years, Barry Stahl duly elected for the office of New Albin Mayor for the term of 2 years, Lori Darling duly elected for the office of New Albin Council Member for the term of 4 years, Debra Stantic duly elected for the office of New Albin Council Member for the term of 4 years, Diane Erbe duly elected for the office of New Albin City Treasurer for the term of 2 years, David Monserud duly elected for the office of Waterville Mayor for the term of 2 years, Robbie Burrett duly elected for the office of Waterville Council Member for the term of 2 years, Kurt Rathbun duly elected for the office of Waterville Council Member for the term of 2 years, Bob Ryan duly elected for the office of Waterville Council Member for the term of 2 years, Mark Vander Kolk duly elected for the office of Waterville Council Member for the term of 2 years, Joe Weipert duly elected for the office of Waterville Council Member for the term of 2 years, Jerry C. Valley duly elected for the office of Harpers Ferry Mayor for the term of 2 years, Thomas Boots duly elected for the office of Harpers Ferry Council Member for the term of 4 years and Donald Gibson duly elected for the office of Harpers Ferry Council Member for the term of 4 years. Motion carried.

13.477-Motion by Strub and second by Koenig to certify the canvass summary and abstract of votes for the City of Waukon Ward 2 Election held on November 5, 2013 and recounted on November 8, 2013 and declare Loren Beneke duly elected for the office of Waukon Mayor for the term of 2 years. Motion carried.

13.478-Motion by Strub and second by Koenig to approve the recount request made by candidate Darrold Brink for a recount of Ward 1 and Ward 3 Waukon Council Member At Large race and order a recount. Motion carried.

Board adjourned as Board of Canvassers and met as the Board of Supervisors for Allamakee County.

13.479-Motion by Strub and second by Koenig to accept and place on file the Community Needs Assessment. Motion carried.

13.480-Motion by Strub and second by Koenig to set the public hearing for CDBG application for December 9, 2013 at 10:00 am. Motion carried.

13.481-Motion by Strub and second by Koenig to accept and place on file the Case Management Annual Assessment. Motion carried.

There were no candidates for the Compensation Commission.

Board adjourned to meet Monday, November 18, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Christine M. Gavin, 1st Deputy Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
FRIDAY, NOVEMBER 15, 2013

Board met as preadjourned. Board members present Schellhammer (via phone) and Strub. All members voting "AYE" unless noted.

13.482-Motion by Strub and second by Schellhammer to approve today's agenda. Motion carried.

Auditor Beyer explained recount results: Recount Ward 1 Council At Large – Joe Cunningham 120, Darrold Brink 89, scattering 3. Ward 3 Council At Large – Joe Cunningham 60, Darrold Brink 85, scattering 6. New totals for Council At Large race – Joe Cunningham 311 (49.68%), Darrold Brink 299 (47.76%), Scattering 16, Total votes 626. Neither candidate duly elected (50%+1 needed).

Beyer also explained that the recount of Ward 3 for the Council Ward 3 race resulted in no change in votes for either candidate. Don Steffens is still the duly elected winner.

13.483-Motion by Strub and second by Schellhammer to certify the canvass and abstract of votes for Council At Large and Council Ward 3 races and declare Don Steffens duly elected to the Council Ward 3 seat in Waukon. Motion carried.

Board adjourned to meet Monday, November 18, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Christine M. Gavin, 1st Deputy Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, NOVEMBER 18, 2013**

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

The following people were present at various times throughout the meeting: Jack Sweeney, Zach Troendle, John Troendle, Mike Gallagher, John Roe, Brian Ridenour, Heather Homewood, Robert Peters.

13.484-Motion by Strub and second by Koenig to approve today's agenda and minutes from November 12th, 2013. Motion carried.

During public comment time Jack Sweeney informed the Supervisors that he has received a letter of intent from a company regarding Makee Manor. He has talked to Jill Kistler and will work with her on getting something written up.

Zach Troendle, a Life Scout with Waukon Troop 64, is working toward Eagle Scout rank. For his project he would like to place bricks at the Makee Manor cemetery with names and dates of those buried there. One brick will be for "all others" as not all names are known. Also he would place a solar-powered light to light the flag there. Goal date is next spring if approved by Supervisors.

13.485-Motion by Strub and second by Koenig to approve Zach Troendle's Eagle Scout project at Makee Manor cemetery. Motion carried.

Amendment to Resolution 97.154 prepared by Jill Kistler, was read by Auditor Beyer. The amendment specifies that real estate/real property be sold according to Iowa Code 331.361.

13.486-Motion by Strub and second by Koenig to approve amendment to Resolution 97.154. Motion carried.

13.487-Motion by Strub and second by Koenig to table the agreement with Jack Sweeney. Motion carried.

13.488-Motion by Strub and second by Koenig to table the Makee Manor contingency discussion. Motion carried.

Secondary roads will go through Makee Manor parking lot for snow removal. Chris Dahlstrom will take care of sidewalks and parking spots as needed. Gauge markers and brush around lagoon were discussed. Mike Gallagher mentioned one of the circulating pumps at Makee is noisy and doesn't know if it will last. Cost to replace could be \$2,000. Gallagher looking into putting the boiler at Makee Manor on a timer so it doesn't heat constantly to save money.

Heather Homewood inquired about moving the VA office into the current DHS space at the courthouse, and also move the VA Counselor to the same DHS space. Schellhammer recommended Homewood contact Vicki Hendershot at DHS about going ahead with the move.

13.489-Motion by Strub and second by Koenig to authorize Heather Homewood to move forward with moving her office into the courthouse. Motion carried.

There are no new appointments to the Compensation Commission.

Board adjourned to meet Tuesday, November 19, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
TUESDAY, NOVEMBER 19, 2013**

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

The following people were present at various times throughout the meeting: Mark Howe, Dennis Nebendahl, Bonnie Smola, Virgil Thorstenson, Dave Cota, Ron Cota, Donald Straka, Ernest Gavle, Jeff Mitchell, Chris Fee, Dave Martin, Steve Weighner, Mary Wachter, Robert Troendle, James Mettillie, Robert Hanson, Adam Bieber, Bill Steffenson, Walter Halvorson, Robert Leppert, Donald Hitchins, Steven Thorsten, Charles Schroeder, Mary Delaney, Jean Gavin, Cindy Berns, Joe Cunningham, Loren Beneke, Oswald Goettler, Randy Wild, Nathan Aldrich, William Christofferson, Brian Ridenour, Dan Liddiard, Tom Weighner, Brad Larkin, Bob Larkin, Terry Oesterle, Bill Moody, Tom McCormick, Alan Heitman, Bernard Welsh, George Beardmore, Jennifer O'Neill, Ann Burckart, Jill Kistler, Chris Gavin, Larry Lamborn, Clark Mellick, Denise Beyer.

13.490-Motion by Strub and second by Koenig to approve the agenda. Motion carried.

Schellhammer called meeting to order and explained that currently 33% of LOSST (Local Option Sales and Service Tax) money that is received by the county is paid out to townships by per capita. Townships began asking questions at the courthouse about why LOSST is paid out to townships based on population but pay in to fire districts based on valuation. Those questions started when Waukon Fire District began discussions of needing a new fire truck and possibly a new station. Supervisor Schellhammer, Lori Hesse, Denise Beyer and Jill Kistler didn't have all the answers and set up today's meeting for discussion and information purposes. Townships pay in to their fire district(s) and each township is different in what funds they use to pay their fire districts. Discussion was held on townships levying vs. not levying, using only the levy for fire and ambulance vs. using LOSST for fire and ambulance and the different ways townships handle the LOSST funds they receive. Koenig said they should look at LOSST as a gift. Comments were made about townships needing a 28E agreement with their fire district(s). Dave Martin, Waukon Fire Chief, agreed that the Waukon Fire District should get together with the townships and discuss how their needs can be met. Grants are an option for funding, but most often you need to show "hardship" – for example you are levying to the max and still need funds. If not all townships are levying to the maximum, then this may not show hardship.

Board adjourned to meet Monday, November 25, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, NOVEMBER 25, 2013**

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

The following people were present at various times throughout the meeting: Jack Sweeney, Heather Homewood, Jack Knight, Jan Heikes, Tom Blake, Jim Janett, Brian Ridenour.

13.491-Motion by Strub and second by Koenig to approve today's agenda and minutes of November 15,18, and 19, 2013. Motion carried.

Homewood informed Board that Vicki Hendershot with DHS will be here Nov. 27 to see what needs to be done for DHS/VA office switch. Knight informed Board he has followed Zoning Board meetings and shared research, studies and info with them and is ready and willing to support any changes to Zoning Ordinance that may be proposed regarding frac sand mining issues. Sweeney informed Supervisors he will be working with Jill Kistler on a proposal regarding the letter of intent received from a company for Makee Manor.

Lori Hesse asked to change Tim Fish's title from clerk to Second Deputy due to new certifications earned with DOT. No salary change.

13.492-Motion by Strub and second by Koenig to appoint Tim Fish as Second Deputy. Motion carried.

Hesse presented Investment Policy for 2-year review/approval. No changes.

13.493-Motion by Strub and second by Koenig to approve the Investment Policy. Motion carried.

13.494-Motion by Strub and second by Koenig to approve the plat for Patrick J and Kate Curtin. Motion carried.

RESOLUTION # 13.494
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Curtin, Patrick J & Kate

WHEREAS, Curtin, Patrick J & Kate, owner(s) as of the November 25, 2013, has submitted the attached Final Plat and supporting documents representing: THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW1/4-NE1/4), LOT 1 IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4-NE1/4), LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE1/4-NE1/4), AND LOT 2 IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (SW1/4-NE1/4); ALL IN SECTION 17, 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 November 25, 2013:

That the final subdivision plat submitted by in Curtin, Patrick J & Kate, 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.

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.

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 November 25, 2013.

ATTEST:

Chairperson
13.495-Motion by Strub and second by Koenig to approve the plat for LaVerne J. Geno. Motion carried.

County Auditor

RESOLUTION # 13.495
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Geno, Laverne J

WHEREAS, Geno, Laverne J, owner(s) as of the November 25, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 2 AND LOT 3 IN THE FRACTIONAL NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND LOT 2 IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, ALL IN SECTION 6, TOWNSHIP 96 NORTH, RANGE 5 WEST OF THE 5TH PM 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 November 25, 2013:

That the final subdivision plat submitted by in Geno, Laverne J, 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.

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.

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 November 25, 2013.

ATTEST:

Chairperson
13.496-Motion by Strub and second by Koenig to approve the plat for Palmer V. Halverson. Motion carried.

County Auditor

RESOLUTION # 13.496
RESOLUTION OF ACCEPTANCE OF FINAL SUBDIVISION PLAT OF
Halverson, Palmer

WHEREAS, Halverson, Palmer, owner(s) as of the November 25, 2013, has submitted the attached Final Plat and supporting documents representing: LOT 6 IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW1/4-SE1/4) OF SECTION 30, TOWNSHIP 96 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 November 25, 2013:

That the final subdivision plat submitted by in Halverson, Palmer, 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.

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.

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 November 25, 2013.

ATTEST:

Chairperson

County Auditor

Heikes reviewed the November 27 CSS Board agenda with Supervisors. She encouraged them to ask CSS for a YTD budget by line item.

Auditor Beyer presented a proposal from Mediacom for local and long distance phone service. Board will consider the proposal at budget time and asked to get bids also from current local and long distance providers.

Board of Supervisors meeting day was discussed. It was decided to move meeting day to Tuesdays in 2014 so Attorney Jill Kistler can be present. Action will be taken January 2, 2014 to impose this change.

Jim Janett had consultant work done on what's best option for water at Columbus property. Because it's close to City of Lansing, consulting engineer and DNR say it makes sense to hook to City of Lansing water/waste water service.

13.497-Motion by Strub and second by Koenig to approve the water and waste water agreement between County Conservation and the City of Lansing for Columbus property. Motion carried.

There are no new appointments to the Compensation Commission.

Ridenour explained location of project from Old Hwy 9 north, up to West Ridge, for concrete overlay. A \$1.8 million project with \$1.44 million in federal aid (80%).

13.498-Motion by Strub and second by Koenig to approve the IDOT Federal aid funding agreement for a concrete overlay on County Road W60. Motion carried.

13.499-Motion by Strub and second by Koenig to approve Supplemental Agreement No. 1 for Professional Services for Emergency Repairs. Motion carried.

Ridenour recommended Matt Jones for Rossville Maintenance Man II starting December 9, 2013 full time at \$16.70/hour.

13.500-Motion by Strub and second by Koenig to hire Matt Jones as Maintenance Man II for Rossville starting December 9, 2013 at \$16.70/hour. Motion carried.

Diesel/gas margin quotes for 2014/2015 were reviewed. Low bids were Fauser for Divisions I, II, III, V, VI, and VII, and Sweeney for Divisions IV and VIII. Ridenour recommends low bids for all divisions.

13.501-Motion by Strub and second by Koenig to accept low bids from Fauser for Divisions I, II, III, V, VI, and VII, and Sweeney for Divisions IV and VIII. Motion carried.

Board adjourned to meet Monday, December 2, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 2, 2013**

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

The following people were present at various times throughout the meeting: Jack Knight, Mary Abbas, Mary Egan, Tom Blake, Mike Gallagher, John Roe, Chris Fee, Clark Mellick, Jack Sweeney, and Jill Kistler.

13.502-Motion by Strub and second by Koenig to approve today's agenda and minutes of November 25, 2013. Motion carried.

During public comment, Knight told Board that the Winneshiek County Protectors have a good dialogue going with Bruening and Wiltgen. Knight will have Lou Ann Rolling ask for a tour of Pattison mine for Allamakee Soil and Water Conservation. Schellhammer gave update that the DHS/VA office move will not take place until March due to 60 day request requirement for DHS and being middle of winter. Mary Egan presented letter of resignation from Jan Heikes, which is effective December 27th. Heikes accepted a position with Iowa DHS in Community Services Bureau.

Blake presented ordinance amendment for Lienau/Niemann property.

13.503- Motion by Strub and second by Koenig to approve first reading of the ordinance amending the zoning ordinance and map, changing the zoning district from R-1 to R-2 for the following property--Wayne and Yvonne Lienau and Keith and Lynne Niemann. (owners), 923 and 925 Lansing Harpers Road, Harpers Ferry, Iowa; Parcel ID #'s 1723100016, 1723100017, 1723176002; Lot 13, South View Cedar Addition and Lot 3, all in the SE ¼ NW ¼, Section 23, T97N, R3W, Allamakee County, Iowa. Motion carried.

13.504- Motion by Strub and second by Koenig to waive the second and third readings of the ordinance regarding Lienau/Niemann property. Motion carried.

13.505- Motion by Strub and second by Koenig to adopt the ordinance amending the zoning ordinance and map, changing the zoning district from R-1 to R-2 for the following property-- Wayne and Yvonne Lienau and Keith and Lynne Niemann. (owners), 923 and 925 Lansing Harpers Road, Harpers Ferry, Iowa; Parcel ID #'s 1723100016, 1723100017, 1723176002; Lot 13, South View Cedar Addition and Lot 3, all in the SE ¼ NW ¼, Section 23, T97N, R3W, Allamakee County, Iowa. Motion carried.

ORDINANCE XLVII

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 ordinance of Allamakee County, Iowa by changing the zoning district designation of land on the Official Zoning Map and Zoning Journal, 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 Ordinance and Map by changing the Zoning Districts for the following property;

Lot 13 of South View Cedar Subdivision, Lot 3 of the SE ¼ NW ¼, all in Section 23, T97N, R3W, Allamakee County, Iowa.

From the current zoning district of R-1 (Rural Residential) to the zoning district of R-2 (Low Density Residential) to allow for parcel sizes of one acre or more within an Urban Growth Area and upon the following conditions:

- 2. None.

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

The Zoning District designation on the Official Zoning Map for the above property be changed From the current zoning district of R-1 (Rural Residential) to the zoning district of R-2 (Low Density Residential) to allow for parcel sizes of one acre or more within an Urban Growth Area upon the following conditions:

- 2. None.

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 2nd day of December, 2013 by the Board of Supervisors, Allamakee County, State of Iowa.

Signed _____
Larry Schellhammer, Chair

ATTEST:

Signed _____
Denise Beyer, Auditor

Blake presented ordinance amending zoning ordinance for changing the building permit fees section of the Zoning Ordinance.

13.506- Motion by Strub and second by Koenig to approve the first reading of the ordinance amending the zoning ordinance, deleting section 506.2 Fees and, in lieu thereof, creating a new section 506.2 Fees, establishing when building permit fees shall be assessed, collected, recorded and deposited. Motion carried.

13.507-Motion by Strub and second by Koenig to waive the second and third readings of the ordinance amending the zoning ordinance, deleting section 506.2 Fees and, in lieu thereof, creating a new section 506.2 Fees, establishing when building permit fees shall be assessed, collected, recorded and deposited. Motion carried.

13.508- Motion by Strub and second by Koenig to adopt the ordinance amending the zoning ordinance, deleting section 506.2 Fees and, in lieu thereof, creating a new section 506.2 Fees, establishing when building permit fees shall be assessed, collected, recorded and deposited. Motion carried.

ORDINANCE XLVIII
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, providing that a building permit application fee shall be assessed for each application submitted.

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 Section(s) **506.2 Fees**

And, in lieu thereof, substituting the following:

506.2 Fees

The Zoning Administrator is directed to issue a building permit as required by this ordinance for proposed construction, reconstruction, or alteration that complies with all provisions contained herein. A fee will be charged for each building permit application submitted as outlined in a "Fee Schedule" as approved by the Board of Supervisors by Resolution and placed on file in the Office of the Zoning Administrator.

There shall be no fees charged to the United States Government, the State of Iowa, or any political subdivision thereof.

All fees are required and shall be paid to the Zoning Administrator, who shall keep a complete and accurate record of fees received and shall forthwith deposit them to the credit of the general revenue fund of the County.

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 2nd day of December, 2013 by the Board of Supervisors, Allamakee County, State of Iowa.

Signed
Larry Schellhammer, Chair

ATTEST:

Signed
Denise Beyer, Auditor

County Attorney Kistler was present for Makee Manor updates. She has been in contact with Jack Sweeney regarding a "letter of intent" he received regarding the purchase of Makee Manor. No monetary offer was made in this letter of intent. Discussion was held on entering into an Exclusive Listing Agreement and Dual Agency Agreement with Sweeney for placement of Makee Manor on the Multiple Listing Service. The listing price of Makee was also discussed.

13.509-Motion by Strub and second by Koenig to enter into Exclusive Listing and Dual Agency Agreements with Jack Sweeney and place Makee Manor on the Multiple Listing Service at a price of \$100,000 with a 5% commission. Motion carried. Schellhammer and Koenig – aye. Strub-nay.

Contingencies were discussed for the MLS listing of Makee Manor.

13.510-Motion by Strub and second by Koenig to include the following contingencies on the sale of Makee Manor property: 1. Allamakee County will have the first right of buy back option. 2. Sale of the property will be subject to a County approved business plan. 3. Makee will be placed on the MLS through March 7, 2014. Motion carried.

Further discussion on Makee Manor was held in regards to what land would be included in the sale listing, any easements there should be, and whether a stand-alone generator for the Sheriff's building and communication towers might be needed.

13.511-Motion by Strub and second by Koenig to authorize Larry Schellhammer to sign a Dual Agency Agreement and Exclusive Listing Agreement on behalf of the County once said agreements are approved by Jill Kistler. Motion carried.

Board adjourned to meet Monday, December 9, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 9, 2013**

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

The following people were present at various times throughout the meeting: Mary Abbas, Tom Blake, Shelly Howe, Kris Cote, Sheila Schulte, Brian Ridenour, Clark Mellick.

13.512-Motion by Strub and second by Koenig to approve today's agenda and minutes of December 2, 2013. Motion carried.

During public comment, Abbas asked Board to share any comments about the Pattison sand mine information gathering tour last week.

The Board of Supervisors, ex-officio Board of County Canvassers for Allamakee County, met to canvass the results of the City of Waukon Runoff election on December 3, 2013.

13.513-Motion by Strub and second by Koenig to certify the canvass summary and abstract of votes and declare Darrold Brink duly elected to the office of Waukon Council member At Large for the term of 4 years. Motion carried.

Auditor Beyer presented an Addendum to Arrangement letter of July 8, 2013 from Hacker Nelson. Supervisors would like County Attorney to look over the addendum before approving it.

13.514-Motion by Strub and second by Koenig to table signing the Addendum to Arrangement letter of July 8, 2013 for Hacker Nelson. Motion carried.

13.515-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Charlie Deering (Chas I and Chas F Deering site). Motion carried.

13.516-Motion by Strub and second by Koenig to accept and place on file the Manure Management Plan update for Adam Grove (Grove 5). Motion carried.

Blake presented plat for Dean and Mary Jackson and explained that Planning and Zoning is not comfortable with the plat as-is and Plat Review committee only recommended approval based on easement descriptions and agreements being reviewed.

13.517-Motion by Strub and second by Koenig to table the plat approval for Dean E. & Mary L. Jackson. Motion carried.

December 16, 2013 at 1:00pm was set for the next department head meeting.

Shelly Howe presented a Resolution for supervisors to sign authorizing TASC, Inc to submit an application for a CDBG grant.

13.518-Motion by Strub and second by Koenig to approve the Resolution for authorizing the submission of a CDBG application on behalf of TASC, Inc. Motion carried.

Howe also presented a Subrecipient agreement and recommended having the County Attorney look it over. Approval of this agreement shows TASC is ready to proceed and County is willing to be a pass-through for the grant.

13.519-Motion by Strub and second by Koenig to table the subrecipient agreement between County and TASC for CDBG application/project. Motion carried.

13.520-Motion by Strub and second by Koenig to open the Public Hearing for TASC, Inc. CDBG grant. Motion carried.

Howe reviewed the following 9 points:

a: How the need for the activity was identified;

The project consists of a 2,100 square foot expansion of the existing TASC, Inc. facility located in Waukon. The proposed activity is "Living Well With A Disability" and will accommodate and promote a healthy living program for persons with disabilities being served by TASC, Inc. With the ever changing needs from their clients, the project is intended to provide more services. The change will include teaching wellness skills to live a healthy lifestyle as well as to a good citizen.

b: How the proposed activities will be funded and the sources of funds;

The project will be funded by CDBG funds in the amount of \$311,972 and \$311,972 will come from local funds from TASC, Inc.

c: Date the CDBG application will be submitted;

The CDBG community facilities applications will be submitted on or before January 15, 2014 to IDED.

d: Requested amount of federal funds;

The requested amount is \$311,972.

e: Estimated portion of federal funds that will benefit low-and moderate-income persons;

100% of the federal funds will benefit persons of low and moderate income.

f: Where the proposed activities will be conducted;

The project will be conducted within Allamakee County.

g: Plans to minimize displacement of persons and businesses resulting of funded activities;

There will be no displacement of persons and businesses as a result of funded activities for the community facilities project.

h: Plans to assist persons actually displaced;

No plans to displace any persons.

i: The nature of the proposed activities.

The nature of the project is to expand the existing TASC, Inc. The expansion will include a 2,100 sq. foot expansion to accommodate a healthy living program for persons with disabilities.

13.521-Motion by Strub and second by Koenig to close the Public Hearing for TASC, Inc. CDBG grant. Motion carried.

Brian Ridenour stopped in to remind the Board of the snow ordinance since we had our first real snowfall of the year. Clark Mellick also stopped in to show the supervisors a new piece of equipment, a FLIR (forward looking infra-red), purchased with a donation from Audrey Angel.

Board adjourned to meet Monday, December 16, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

**MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 16, 2013**

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

The following people were present at various times throughout the meeting: Eileen Wood, Jack Knight, Kim Waters, Jim Janett, Tim Kelly, John Hitner, Jarod Olson, Deb Winke, Brian Ridenour, Clark Mellick.

13.522-Motion by Strub and second by Koenig to approve today's agenda and minutes of December 9, 2013. Motion carried.

During public comment, Knight mentioned a Wall Street Journal article on environmental impact of sand mining. Eileen Wood spoke in favor of allowing ATVs on secondary roads.

13.523-Motion by Strub and second by Koenig to sign the Addendum to Arrangement letter of July 8, 2014 for Hacker Nelson. Motion carried.

Waters notified Board that recommendation has been made, after a Chapter 24 survey, for 3-year accreditation of Allamakee Case Management.

Supervisor Koenig recommended Doug Zieman to be supervisors second representative on the Compensation Board.

13.524-Motion by Strub and second by Koenig to appoint Doug Zieman as supervisors representative on Compensation Board. Motion carried.

Sherry Strub will talk to Jim Kerndt or Greg Rea about filling vacancy on Upper Explorerland Planning Commission RLF Board.

Discussion was held on pros and cons of allowing ATVs on secondary roads. Deb Winke provided info from 6 other counties that have resolutions to allow ATVs on secondary roads. Safety, accidents, liability, and rules/laws that would apply were all discussed. Schellhammer said unless a group comes forward that really wants to push it, we will leave it as is since we don't have any problems.

Board took a recess until 12:30. Present at 12:30 were Jan Heikes, Mary Egan, Bob Lincoln, Kim Waters, Marcia Oltrogge and all Supervisors. Discussion was held on what will happen with CPC position since Jan Heikes is resigning. Preference was to add the job responsibilities to an existing position in the county with no action being taken until Monday, December 23 at the earliest.

Department Head meeting was held at 1:00 with Tom Blake, Heather Homewood, Kim Waters, Ann Burckart, Lori Hesse, Clark Mellick, Chris Fee, Jean Bossom, Mike Gallagher, Dave Mooney, Deb Winke, Jill Kistler, Laurie Moody, Denise Beyer, Brian Ridenour, Becky Hawes and Bob Lincoln present, as well as all supervisors. Each department head present gave an update on what is going on in their office including Mellick giving a status update on the jail study, Ann Burckart's office receiving Business Property Tax Credit applications, update on where Planning

and Zoning is at in their information gathering regarding frac sand mining issues, storage of records, and Personnel Policy Handbook update status.

Board adjourned to meet Monday, December 23, 2013 at 9:00a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 23, 2013

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

13.525-Motion by Strub and second by Koenig to cancel the 9:15 a.m. item (will be added to the December 30, 2013 agenda) and approve the December 16, 2013 minutes. Motion carried.

Tom Blake present.

13.526-Motion by Strub and second by Koenig to approve the subdivision plat for Dean E. and Mary L. Jackson. Motion carried.

Board audited claims on file.

Board adjourned to meet Monday, December 30, 2013 at 9:00 a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Bev Larson-Needham, Deputy Auditor

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS
MONDAY, DECEMBER 30, 2013

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

13.527-Motion by Strub and second by Koenig to approve today's agenda and the December 23, 2013 minutes. Motion carried.

13.528-Motion by Strub and second by Koenig to appoint Mary Koopman to Upper Explorerland Regional Planning Commission Board. Motion carried.

Discussion was held on the 2014 holiday calendar, with special attention to the Christmas holiday. Normally the Courthouse is closed Dec 24 and 25. In 2014 Christmas is on a Thursday so the possibility of the courthouse closing Dec 25 and 26 was discussed, but decided to keep it same.

13.529-Motion by Strub and second by Koenig to approve 2014 Holiday schedule: January 1, February 17, April 18, May 26, July 4, September 1, November 11, November 27 & 28, December 24 & 25. Motion carried.

13.530-Motion by Strub and second by Koenig to appoint Kim Waters as interim CPC. Motion carried.

Board adjourned to meet Thursday, January 2, 2014 at 9:00 a.m. Board of Supervisors.

Attest:

Larry Schellhammer, Chairperson

Denise Beyer, Auditor