

**Board of Supervisors Office, Carroll, Iowa
Monday, December 8, 2008**

The Board of Supervisors of Carroll County, Iowa, met in regular adjourned session in the Boardroom of the Courthouse, in Carroll, Iowa, the County seat of said County on Monday, December 8, 2008 at 9:00 a.m. Central Standard Time pursuant to law, the rules of said Board and to the adjournment with all members present: Eugene Meiners, Dan Nieland, Neil Trobak, Del McDermott and Marty Danzer.

Motion by Meiners, second by Trobak to approve the agenda with one addition: Approve a plat of survey in Section 15-85-34. On roll call, all voted aye.

Motion by McDermott, second by Nieland to approve minutes of the November 24, 2008 meeting as presented. On roll call, all voted aye.

The Board proceeded to canvass the results of the Manning Community School Special Election, held December 2, 2008, to approve a new revenue purpose statement for the school district. Public Measure "S" received seventy-three (73) Yes votes and seven (7) No votes, so the new revenue purpose statement was approved. Motion by Meiners, second by Trobak to approve the canvass and abstract of the Manning Community School Special Election. On roll call, all voted aye. (On file in the Auditor's office)

Motion by Nieland, second by McDermott to set December 29, 2009 at 10:00 a.m. as the date and time for a public hearing for a "Petition to Vacate Survey", requested by Jean Huegerich and Bonny Snyder for Lot 1 of the Southwest Quarter of the Northwest Quarter and Lot 1 of the Southeast Quarter of the Northwest Quarter, both in Section 16 of Sheridan Township. On roll call, all voted aye.

Motion by McDermott, second by Trobak to approve claims for payment as presented. On roll call, all voted aye.

GENERAL BASIC

Employer's Share F.I.C.A.	\$15,337.46
Employer's Share I.P.E.R.S.	8,214.32
Employer's Share I.P.E.R.S.	1,618.43
Employer's Share I.P.E.R.S.	5,133.27

GENERAL SUPPLEMENTAL

Employer's Share F.I.C.A.	272.28
Employer's Share I.P.E.R.S.	217.22

MENTAL HEALTH

Employer's Share F.I.C.A.	1,280.96
Employer's Share I.P.E.R.S.	1,097.82

RURAL SERVICES

Employer's Share F.I.C.A.	1,151.74
Employer's Share I.P.E.R.S.	29.60
Employer's Share I.P.E.R.S.	1,130.86

SECONDARY ROAD FUND

Employer's Share F.I.C.A.	6,891.67
Employer's Share I.P.E.R.S.	6,010.05

DISASTER SERVICES

Employer's Share F.I.C.A.	288.93
Employer's Share I.P.E.R.S.	202.18

FOR CLAIMS ALLOWED BY DEPARTMENT SEE BOARD OF SUPERVISORS SUPPLEMENT BOOK A.

County Engineer reported there are broken tiles in Drains 18 and 47. The tile in Drain 18 is in Section 10, Union Township and the tile in Drain 47 is in Section 13, Sheridan Township. Motion by Meiners, second by McDermott to approve the repairs to Drain 18 and Drain 47. On roll call, all voted aye. Nieland asked the Engineer to examine tile on 120th Street between Kittyhawk and Jade Avenues.

Motion by Nieland, second by Trobak to approve two utility permits for Iowa Telecom as presented. On roll call, all voted aye.

Engineer reported the City of Manning has qualified for bridge replacement funds. The project is estimated to cost \$540,000 with the City of Manning and Carroll County each contributing \$54,000 and federal funds covering the remainder. The County will do inspection, engineering and construction of the bridge. The County's share would be paid with Farm to Market money. Motion by Meiners, second by McDermott to approve the County's share of funding the Manning Bridge project as presented. On roll call, all voted aye.

Paulson told the Supervisors that he's been informed by Burlington Northern/Santa Fe Railroad officials that all projects are frozen until the first of the year.

Chairman opened the public hearing at 10:00 a.m. on the Status of Funded Activities for the Mt. Carmel Wastewater Project. Chris Whitaker, Region XII, stated that the public hearing was a CDBG requirement. Whitaker reviewed that the project was awarded \$104,000 through CDBG funding. To date \$30,190 in CDBG funding has been drawn and ninety to ninety-five percent of the work has been completed. The original estimate of the project was \$617,000 in December 2004, the time of the original CDBG application. The estimate has since been changed to approximately \$400,000. Public records regarding the project are available at the County Auditor's office or from Chris Whitaker at Region XII. Both Whitaker and the County Auditor reported that no comments had been received before the public hearing. Chairman asked for comments from those in attendance. Denny Loneman asked about the original contract amount and if the project went over that amount. County Sanitarian, Carey Kersey, explained that the project exceeded the contracted amount due to changes made in the system requirements. Supervisor Nieland said that all changes were approved by Rural Development. Virginia Hagemann asked how the interim financing would be repaid, and what the monthly user fee would be. Nieland said a meeting would be held to look at all the costs incurred and a monthly user fee would be determined based on those costs. More discussion followed regarding changes to the system, water usage, generators and reimbursements. Chairman closed the public hearing at 10:29 a.m. on a motion by Meiners, second by Nieland. On roll call, all voted aye. A community meeting will be held at 6:30 p.m. on December 16th at the church hall in Mt. Carmel.

Motion by Meiners, second by Nieland to approve partial payment #4 to Dickerson Mechanical in the amount of \$75,501.75, and to approve the electrical and plumbing claims of Mt. Carmel residents (on file in the Auditor's office). On roll call, all voted aye.

Motion by Nieland, second by Danzer to approve County Resolution #2008-020: Construction Evaluation Resolution. On a roll call vote, Meiners, aye; Nieland, aye; Trobak, aye; McDermott, aye; Danzer, aye; Motion carried unanimously.

RESOLUTION #2008-020

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, 2009 and January 31, 2010 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 CARROLL COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

s/Marty Danzer, Chair, Board of Supervisors
December 8, 2008
Attest: Joan Schettler, County Auditor
December 8, 2008

Board reviewed manure management updates for the following: Neil Muhlbauer, Section 34, Washington Township (2); Elite Pork Finisher 12, Section 12, Pleasant Valley Township; Elite Pork Finisher 15, Section 24, Wheatland Township; Farm 912-IA Sow 3, Section 22, Richland Township; and Brian Schroeder, Section 1, Arcadia Township.

Motion by Trobak, second by Nieland to approve a plat of survey for Lot 1, S1/2 Section 15-85-34. On roll call, all voted aye.

Auditor distributed samples of Return to Work policies for the Board's review. The policies will be discussed at a future meeting.

Meiners reported on Mt. Carmel Wastewater walk-through and New Opportunities.

Nieland reported on Conservation Board meeting.

Trobak reported on CADDC.

McDermott reported on Mental Health Advisory Board meeting.

Motion by Nieland, second by Trobak to adjourn at 11:12 a.m. On roll call, all voted aye.

Joan Schettler, Auditor

Marty Danzer, Chairman