

The Board of Supervisors of Humboldt County, Iowa met at 8:30 a.m. on the 18th day of May, 2015 with the following members present: Haverly, Pedersen, Christianson, Hansen and Mattes. Absent: None.

Moved by Hansen and seconded by Pedersen to approve the agenda for the May 18, 2015 Board meeting. All voting aye.

Moved by Christianson and seconded by Haverly to approve the minutes of the May 11, 2015 Board meeting. All voting aye.

Chairman Mattes opened the meeting up for general public concerns. Gary Naeve was present to discuss the bonding for DD#2 and the issues with that ditch. Bob Lynch also discussed some of the issues with his drainage ditch. No official Board action was taken on either item discussed.

The time of 8:45 a.m. having arrived and it being the place and time previously published for a bid opening for the remodeling of the Law Enforcement Center, it was moved by Hansen and seconded by Christianson to close the time for receiving bids. All voting aye.

Bids submitted for the Law Enforcement Center building remodel were opened and no comments were received from the public on those bids. It was then announced by the Chairman that the apparent low bidder was Woodruff Construction, LLC. The bid bond and bids were then given to Brad Schonborn a Designer with I + S Group for his review and tabulation. No official Board action was taken.

The time of 9:00 a.m. having arrived and it being the time and place for a public hearing on a final Budget Amendment for FY 14-15, it was moved by Hansen and seconded by Haverly to open the public hearing. County Auditor Peggy Rice explained the amendments made to the budget for this hearing; no comments were received from the public. It was then moved by Pedersen and seconded by Christianson to close the public hearing. All voting aye.

A motion was made by Pedersen and seconded by Hansen to approve Resolution #2015-13, a Resolution approving a budget amendment for Humboldt County for Fiscal Year 2014-2015 as follows:

\*\* See end of minutes

All voting aye.

The time of 9:15 a.m. having arrived and it being the time and place previously published for a public hearing on Codifying Humboldt County Ordinances, it was moved by Haverly and seconded by Christianson to open the public hearing. All voting aye. County Auditor Peggy Rice discussed the changes in Humboldt County Ordinances and the deletions of ordinances for this codification, no comments were received from the general public. It was moved by Hansen and seconded by Christianson to close the public hearing. All voting aye.

Moved by Haverly and seconded by Pedersen to approve the first reading of Humboldt County Ordinance #62, an Ordinance codifying the Ordinances of Humboldt County, Iowa. All voting aye.

Moved by Haverly and seconded by Pedersen to waive the second and third readings of Humboldt County Ordinance #62 and to give final approval of Humboldt County Ordinance #62, an Ordinance codifying the Ordinances in Humboldt County. All voting aye.

Moved by Haverly and seconded by Pedersen to recess as the Board of Supervisors and convene as the Board of Trustees for DD#6, Lateral A1. All voting aye.

Moved by Pedersen and seconded by Hansen to adjourn as the Board of Trustees for Drainage and reconvene as the Board of Supervisors. All voting aye.

Moved by Pedersen and seconded by Hansen to approve the Humboldt County Fiscal Year 2015 and Amended #1, Iowa Department of Transportation Secondary Road Budget. All voting aye.

Moved by Haverly and seconded by Pedersen to approve the 2015 Pavement marking quote from VTS Easy Line for \$14.40 per gallon for yellow paint, \$14.40 per gallon for white paint and \$120.00 each for painting Railroad Symbols and Stop Bar Symbols. All voting aye.

Moved by Haverly and seconded by Pedersen to approve the plans and specifications and set a bid letting date for June 17, 2015 at 10:00 a.m. for the following projects:

- Box Culvert Replacement on C46 (250<sup>th</sup> Street) between Kansas Ave. and Highway 169 in Section 23 of Corinth Township, Project #LC-192380
- Box Culvert Replacement on C26 (170<sup>th</sup> Street) at Juniper Avenue in Section 10 of Rutland Township, Project #LC-291000

All voting aye.

Moved by Hansen and seconded by Pedersen to approve a certification of expenses for the March 3, 2015 Special City Election in the City of Humboldt for the amount of \$2,145.08. All voting aye.

Moved by Haverly and seconded by Christianson to approve Resolution #2015-12, a Resolution in support for Buena Vista, Calhoun & Sac counties and the Iowa Drainage District Association on the drainage lawsuit filed by Des Moines Waterworks as follows:

#### RESOLUTION # 2015-12

Whereas, the Des Moines Waterworks has filed suit under the Clean Water Act against drainage districts in Buena Vista, Calhoun and Sac counties, and;

Whereas, the suit would seek to regulate agricultural practices which are currently exempt from regulation under the Clean Water Act, and;

Whereas, the suit, if successful would impose regulatory burdens upon drainage districts and the landowners in those districts, and;

Whereas, the suit, if successful, would require drainage district trustees to exercise powers that are not legally available to them under existing state law, and;

Whereas, the suit would irreparably harm drainage rights, operations and row crop production in this county, and;

Whereas, it is recognized that the suit, while filed against a small number of districts would, if successful, be applicable to all districts in Iowa and in other states, and;

Whereas, it is recognized that a strong legal defense must be made against the lawsuit, and;

Whereas, it would be in the best interests of Iowa counties to directly support the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties and to have the Iowa Drainage District Association participate in the case if requested by Belin McCormick Law Firm, the attorneys retained by Buena Vista, Calhoun and Sac Counties, in order to represent the interests of all drainage districts in Iowa,

Now, therefor be it resolved that the Humboldt County Board of Supervisors pledges financial support to help fund the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties; and it is understood that IDDA will disperse said monies as approved by the Defense Fund Committee as agreed to by the counties and IDDA.

Now, therefore be it further resolved that the financial support will be in the amount of \$5,000/year for three years payable to the IDDA litigation fund for the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties. If the lawsuit is resolved in a prompt fashion and the second of third years of the financial support is not necessary, the IDDA will notify the county that the additional financial support is not necessary.

Dated this 18<sup>th</sup> day of May, 2015

Humboldt County Board of Supervisors

/s/Carl F. Mattes

Carl F. Mattes, Chairman

Humboldt County Board of Supervisors

ATTEST:

/s/Peggy J. Rice

Peggy J. Rice

Humboldt County Auditor

All voting aye.

Moved by Hansen and seconded by Pedersen to approve Resolution #2015-14, a Resolution amending and restating the Electronic Transactions Clearinghouse 28E Agreement as follows:

**Resolution #2015-14  
To Amend and Restate the Electronic Transactions Clearinghouse  
28E Agreement**

**WHEREAS**, Section 10 of the Electronic Transactions Clearinghouse 28E Agreement provides for amendment of the 28E Agreement by resolution of the ISAC Board of Directors, if the amendment is then submitted to a vote of the individual members counties; and

**WHEREAS**, the 28E Agreement should be amended to provide more flexibility and reflect the broader activities of the 28E entity, including: changing the entity's name to Iowa Counties Technology Services; removing the cap on the number of members of the Advisory Committee; allowing for a fee schedule; and allowing the option to have MHDS Regions and other non-county entities as members.

**NOW, THEREFORE, BE IT RESOLVED** by the Humboldt County Board of Supervisors that the Amended and Restated Electronic Transactions Clearinghouse 28E Agreement is hereby approved.

Approved by the Humboldt County Board of Supervisors on May 18, 2015.

/s/Carl F. Mattes

Carl F. Mattes, Chairman

Humboldt County Board of Supervisors

Attest:

/s/Peggy J. Rice

Peggy J. Rice, County Auditor

All voting aye.

Michael Maloney with D.A. Davidson & Co. was present to see how the bids came out for the Law Enforcement Center project. No official Board action was taken.

Committee Reports:

Mattes – 5/11 – Workforce Development, Fort Dodge

5/12 – Entrepreneurs Conference, Fort Dodge

5/14 – Mid-Iowa Development, Fort Dodge

Moved by Pedersen and seconded by Christianson to adjourn at 11:01 a.m. All voting aye.

Peggy J. Rice

Auditor

Carl F. Mattes

Chairman

RESOLUTION #2015-13

<b>COUNTY NAME:</b> Humboldt	<b>RECORD OF HEARING AND DETERMINATION ON THE AMENDMENT TO COUNTY BUDGET</b>	<b>COUNTY NO:</b> 46
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Date budget amendment was adopted:  
May 18, 2015

For Fiscal Year Ending:  
June 30, 2015

The County Board of Supervisors met on the date specified immediately above to adopt an amendment to the current County budget as summarized below. The amendment was adopted after compliance with the public notice, public hearing, and public meeting provisions as required by law.

Iowa Department of Management Form 653 A-R Sheet 2 of 2 (revised 05/01/14)	Total Budget as Certified or Last Amended		Adopted Current Amendment	Total Budget After Current Amendment
<b>REVENUES &amp; OTHER FINANCING SOURCES</b>				
Taxes Levied on Property	1	5,082,101	0	5,082,101
Less: Uncollected Delinquent Taxes - Levy Year	2	0	0	0
Less: Credits to Taxpayers	3	203,860	0	203,860
Net Current Property Taxes	4	4,878,241	0	4,878,241
Delinquent Property Tax Revenue	5	1,030	0	1,030
Penalties, Interest & Costs on Taxes	6	20,975	0	20,975
Other County Taxes/TIF Tax Revenues	7	498,435	0	498,435
Intergovernmental	8	2,907,669	119,400	3,027,069
Licenses & Permits	9	5,950	0	5,950
Charges for Service	10	292,450	4,100	296,550
Use of Money & Property	11	64,465	0	64,465
Miscellaneous	12	47,124	7,000	54,124
<b>Subtotal Revenues</b>	13	8,716,339	130,500	8,846,839
Other Financing Sources:				
General Long-Term Debt Proceeds	14	0	0	0
Operating Transfers In	15	1,617,597	0	1,617,597
Proceeds of Fixed Asset Sales	16	1,000	0	1,000
<b>Total Revenues &amp; Other Sources</b>	17	10,334,936	130,500	10,465,436
<b>EXPENDITURES &amp; OTHER FINANCING USES</b>				
Operating:				
Public Safety & Legal Services	18	1,764,596	41,000	1,805,596
Physical Health & Social Services	19	404,873	22,500	427,373
Mental Health, ID & DD	20	939,348	0	939,348
County Environment & Education	21	829,456	1,200	830,656
Roads & Transportation	22	3,201,448	80,000	3,281,448
Government Services to Residents	23	396,221	2,000	398,221
Administration	24	1,210,354	71,000	1,281,354
Nonprogram Current	25	0	0	0
Debt Service	26	0	0	0
Capital Projects	27	369,000	880,000	1,249,000
<b>Subtotal Expenditures</b>	28	9,115,296	1,097,700	10,212,996
Other Financing Uses:				
Operating Transfers Out	29	1,617,597	47,000	1,664,597
Refunded Debt/Payments to Escrow	30	0	0	0
<b>Total Expenditures &amp; Other Uses</b>	31	10,732,893	1,144,700	11,877,593
<b>Excess of Revenues &amp; Other Sources over (under) Expenditures &amp; Other Uses</b>	32	(397,957)	(1,014,200)	(1,412,157)
Beginning Fund Balance - July 1,	33	5,272,193	0	5,272,193
Increase (Decrease) in Reserves (GAAP Budgeting)	34	0	0	0
Fund Balance - Nonspendable	35	0	0	0
Fund Balance - Restricted	36	4,271,610	0	4,271,610
Fund Balance - Committed	37	0	0	0
Fund Balance - Assigned	38	16,995	0	16,995
Fund Balance - Unassigned	39	585,631	(1,014,200)	(428,569)
<b>Total Ending Fund Balance - June 30,</b>	40	4,874,236	(1,014,200)	3,860,036

Date original budget adopted:  
03/10/14

Date(s) current budget was subsequently amended:  
12/29/2014

The below-signed certify that proof of publication of the hearing notice and proposed amendment is on file for each official County newspaper, that all public hearing notices were published not less than 10, nor more than 20 days prior to the public hearing, and that adopted expenditures do not exceed published amounts for any of the 10 individual expenditure classes, or in total.

/s/Carl F. Mattes  
Board Chairperson (signature)

/s/Peggy J. Rice  
County Auditor (signature)