

September 3, 2014

Chairman Duffy called the regular meeting to order at 8:30 a.m. with Foster and Duffy present. Foster moved Duffy seconded motion to approve August 27, 2014 meeting minutes. No: None; Yes: Foster, Duffy. Motion passed.

Foster moved Duffy seconded motion to approve the agenda as posted. No: None; Yes: Duffy, Foster. Motion passed.

Hollingshead joined meeting at 8:35 a.m.

Representatives from Youth & Shelter Services present a Proclamation for National Recovery Month. Jill Hill from Youth & Shelter told the Board that this is the 25th Anniversary of Recovery Month. The proclamation was signed by Chairman Duffy.

The Board reviewed Landfill/Health & Sanitation Administrator applications and set interview schedule.

Darcy Bosch, Boone County Treasurer – met with the Board to discuss a county held tax sale.

Foster moved Hollingshead seconded motion to rescind County held Tax Sale 2009-09353 & abate subsequent taxes on 1982 FMO MH located in Sunrise Mobile Home Park in Boone, Iowa. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Foster moved Hollingshead seconded motion to approve status change and pay adjustment for Russ Stephens, Building & Grounds to Building & Grounds department head at \$38,000 per annum effective September 1, 2014. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Hollingshead moved Foster seconded motion to approve request from Building & Grounds to dispose of six AC window units that are no longer in working condition as per list presented. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Foster moved Hollingshead seconded motion to authorize landfill administrator to execute agreement with Siouxland Scales to perform scale deck repair. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Hollingshead moved Foster seconded request from the City of Farnhamville to waive the Landfill tipping fees on four loads for community clean up scheduled for September 15 - 19, 2014. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Hollingshead moved Foster second motion to approve presented by Boone County Assessor to correct the assessment for 2013 on property described as Stover's 1st Addition Lot 4 Block 4 - located at 125 E 3rd St., Madrid, Iowa, due to Board of Review's decision on May 30, 2013 to lower the valuation, the granted value was not entered into the County Assessor's records correctly. Reduction in taxes because of error \$322.00. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Duffy opened the public hearing on Ordinance NO. 128 – Amending the Boone County Zoning Map for a petition to rezone 57.07 acres from A-1 Agricultural Conservation to C-1 General Commercial to accommodate commercial retail development located in part of the North half of the SW FR1/4 of Sec. 06-T83N-R25W Colfax Township, owned Stanley Redeker. No additional comments, written or oral were received. Foster moved Hollingshead seconded a motion to close the public hearing. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Hollingshead moved Foster seconded motion to approve second reading of proposed Ordinance No. 128, suspend third reading and adopt Ordinance 128 as provided by law. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Duffy opened the public hearing on proposed reclassification of a portion of 200th Street in the 900 Block of Boone County from a Class A to Class C area service – Beginning approximately 60 feet east of the SW Corner of Section 22, T 84N, R 27W of the 5th P.M., Yell Township, Boone County, Iowa; thence Easterly 1,600 feet, thence Easterly and Southeasterly approximately 3,715 feet to a point that is 175 feet west of the intersection of Juneberry Road in the NE ¼ NE ¼ of Section 27, T 84N, R 27W to order at 10:00 a.m. Lewis Heghin attended on telephone and opposed doing this because he believes there is no

advantage to him and he wants free access to his property on a maintained roadway. Kenneth Brink and John Bahranfus spoke in favor of petition and need to fence off ditches to keep four wheelers from driving around gates. Hollingshead moved Foster seconded motion to close public hearing. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

Foster moved Hollingshead seconded motion to approve Resolution 2014-25 for the reclassification of a portion of 200th Street in the 900 Block of Boone County from a Class A to Class C area service as follows. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

**RESOLUTION FOR ESTABLISHMENT OF AREA "C" ROADS
Boone County Resolution No. 14-25**

WHEREAS, Boone County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance and access by means of a gate or barrier; and

WHEREAS, the County, after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service "C" roads pursuant to Iowa Code Section 309.57; and

WHEREAS, the only persons who will have access rights to the road shall be:

- (1) the owner, lessee, or person in lawful possession of any adjoining land,
- (2) the agent or employee of the owner, lessee or person in lawful possession of any adjoining land,
- (3) any peace officer,
- (4) any magistrate,
- (5) any public employee whose duty it is to supervise the use or perform maintenance of the road,
- (6) any agent or employee of any utility located upon the road

WHEREAS, the minimal level of maintenance will be as follows:

1. Blading. Blading or dragging will not be performed on a regular basis.
2. Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded or salted on a regular basis.
3. Signing. Except for load limit posting for bridges, signing shall not be continued or provided. ALL AREA SERVICE LEVEL C ROADS SHALL BE IDENTIFIED WITH A SIGN AT ALL POINTS OF ACCESS TO WARN THE PUBLIC OF THE LOWER LEVEL OF MAINTENANCE.
4. Weeds, Brush and Trees. Mowing or spraying weeds, cutting brush and tree removal will not be performed on a regular basis. Adequate sight distances will not be maintained.
5. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
6. Road Surfacing. There will be no surfacing materials applied to Area Service System C Roads on a regular basis.
7. Shoulders. Shoulders will not be maintained on a regular basis.
8. Crown. A crown will not be maintained on a regular basis.
9. Repairs. There will be no road repair on a regular basis.
10. Uniform Width. Uniform width for the traveled portion of the road will not be maintained.
11. Inspections. Regular inspections will not be conducted.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BOONE COUNTY that this County does hereby establish the road described as an Area Service "C" road, with restricted access and a minimal level of maintenance. The portion of Boone County Road No. 642, a 66 foot wide secondary road also known as the Bluff Creek River Bridge Road is described below.

Beginning approximately 60 feet east of the SW Corner of Section 22, T. 84 N., R. 27 W. of the 5th P.M., Yell Township, Boone County, Iowa; thence Easterly 1,600 feet, thence Easterly and Southeasterly approximately 3,715 feet to a point that is 175 feet west of the intersection of Juneberry Road in the NE ¼ NE ¼ of Section 27, T. 84 N., R. 27 W.

Resolution adopted this 3rd day of September, 2014.

Hollingshead moved Foster seconded motion to approve request to use county roads for Local Foods Bike Ride on September 7, 2014. No: None; Yes: Duffy, Foster, Hollingshead. Motion passed.

GIS Interviews at 11 a.m. and 1:00 p.m.

Department Head Meeting was held at 2:30 p.m. and a FMLA Law presentation by Mike Galloway, Ahlers & Cooney.

These minutes approved this tenth day of September 2014.

Philippe E. Meier, Boone County Auditor