

April 29, 2024

Eighteenth Day

The Worth County Board of Supervisors met pursuant to adjournment with Enos Loberg, Mark Smeby and A.J. Stone, present. All members voting “AYE” unless noted.

Meeting called to order by Stone at 8:30 A.M., followed by the Pledge of Allegiance.

Motion Smeby/Second Loberg to approve today’s agenda and minutes from the April 22, 2024 meeting. Motion carried.

Motion Loberg/Second Smeby to approve Resolution #2024-21. Roll call vote – Loberg – Aye; Smeby – Aye; Stone – Aye. Motion carried.

RESOLUTION 2024-21

APPROVAL OF THE DOGWOOD AVENUE PAVING PROJECT and COUNTY ENGINEER AUTHORIZATION TO SIGN CONTRACT DOCUMENT IN DOC EXPRESS

WHEREAS, the Board of Supervisors of Worth County, Iowa, hereafter referred to as “the Board”, believes the **DOGWOOD AVENUE PAVING PROJECT, FM-C098(86)—55--98**, hereafter referred to as “the project” is in the best interest of Worth County, Iowa, and the residents there of. The project is defined as **HMA RESURFACING WITH COLD-IN-PLACE RECYCLING**; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, the Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Worth County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by the Board to accept the bid from **HEARTLAND ASPHALT, INC.**, in the amount of **\$1,430,862.93**, and awards the associated contract to the same;

BE IT FURTHER RESOLVED all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of the Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the dated of its approval as provided by law;

BE IT FURTHER RESOLVED by the Worth County Board of Supervisors, that, after receiving the necessary contract documents, including but not limited to, the contractor’s bond and certificate of insurance, Richard C. Brumm, the County Engineer for Worth County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Adopted this **29th** day of **APRIL 2024**.

Aaron Stone, Chair, Board of Supervisors

Attest: Jacki A. Backhaus, County Auditor

Motion Smeby/Second Loberg to approve drainage claims in the amount of \$18,584.00 as per the following schedule. Motion carried.

Andrew & Rebecca Anderson	DD-72	Assessment Refund	\$34.00
Annette O'Donnell	DD-72	Assessment Refund	\$200.00
Barak T Brakke	DD-72	Assessment Refund	\$172.00
Betty Mae Waddington	DD-72	Assessment Refund	\$77.00
Bradley & Nancy Suby	DD-72	Assessment Refund	\$1.00
Cerro Gordo Organic Farms LLC	DD-72	Assessment Refund	\$1,858.00
Christopher & Beth M Hagen	DD-72	Assessment Refund	\$37.00
Codi Jo & Clint Heesch	DD-72	Assessment Refund	\$1,395.00
Daniel L & Amanda Fjeld	DD-72	Assessment Refund	\$26.00
Daniel L Kingston	DD-72	Assessment Refund	\$73.00
David R & Marilyn K Haugen	DD-72	Assessment Refund	\$27.00
Dennis D & Joyce M Rachut	DD-72	Assessment Refund	\$21.00
Gary D Brue	DD-72	Assessment Refund	\$277.00
Isaac J & Lindsay A Langerud	DD-72	Assessment Refund	\$32.00
Jasen L Johnson	DD-72	Assessment Refund	\$138.00
Jerry L & Rebecca A Fjeld	DD-72	Assessment Refund	\$489.00
Leon A & Joyce Hagen	DD-72	Assessment Refund	\$21.00
Marilyn L Severson	DD-72	Assessment Refund	\$1,301.00
Mark A & Virginia L Lovik	DD-72	Assessment Refund	\$1,534.00
Mark Lee Keough	DD-72	Assessment Refund	\$50.00
Mark W & Jacalyn L Fisher	DD-72	Assessment Refund	\$3,253.00
Marvin Kingland	DD-72	Assessment Refund	\$246.00
Maryon E Holtan	DD-72	Assessment Refund	\$11.00
Matthew Jennings	DD-72	Assessment Refund	\$400.00
Matthew Olson	DD-72	Assessment Refund	\$677.00
Petersburg Family Farm LLC	DD-72	Assessment Refund	\$2,319.00
Randall & Patricia Oswald	DD-72	Assessment Refund	\$1,571.00
Ricky H Niehaus	DD-72	Assessment Refund	\$37.00
Robert A & Brenda S Jones	DD-72	Assessment Refund	\$18.00
Ruth F Rovang Revocable Trust	DD-72	Assessment Refund	\$7.00
Sara Lou Innes Trust	DD-72	Assessment Refund	\$1,102.00
Worth County Engineer	DD-72	Assessment Refund	<u>\$1,180.00</u>
		Grand Total	\$18,584.00

Motion Smeby/Second Loberg to approve work orders requested by Paul Tenold for DD 18 Main and Rob Nelson for DD 46/Lat 14. Motion carried.

Motion Smeby/Second Loberg to approve a transfer in the amount of \$19,460.00 from the Conservation Reserve Fund to the General Fund to pay the difference between what was budgeted and spent on a \$36,960.00 vehicle purchase. Motion carried.

Motion Loberg/Second Smeby to approve Resolution #2024-22. Roll call vote – Loberg – Aye; Smeby – Aye; Stone – Aye. Motion carried.

RESOLUTION 2024-22

Resolution of Authorization to Transfer Worth County Deferred Compensation Plans

BE IT RESOLVED, that the Worth County Board of Supervisors authorizes the County Auditor to transfer the County’s 457 and 401a plans from Voya to Lincoln Financial Group and enter into a plan and participant services agreement with Retirement Plan Advisors & Vision Financial Group.

ADOPTED this 29TH day of April, 2024.

Aaron Stone, Chairperson, Worth County Board of Supervisors

ATTEST: Jacki A. Backhaus, Worth County Auditor

Chairperson Stone recessed the regular session at 8:44 A.M.

Motion Smeby/Second Loberg to open Public Hearing regarding Plans, Specifications, Estimate of Cost and Form of Contract at 8:44 A.M. Roll call vote – Loberg – Aye; Smeby – Aye; Stone – Aye. Motion carried. Jason Petersburg, P.E, Veenstra & Kimm updated the board on the Top of Iowa Water Main extension project in regard to plans, specifications, estimate of cost and form of contract. There was no public comment.

Motion Smeby/Second Loberg to close the public hearing at 8:46 A.M. Roll call vote – Loberg – Aye; Smeby – Aye; Stone – Aye. Motion carried.

Chairperson Stone reconvened the regular session at 8:46 A.M.

Motion Loberg/Second Smeby to approve Resolution #2024-23. Roll call vote – Loberg – Aye; Smeby – Nay; Stone – Aye. Motion carried.

RESOLUTION NO. 2024-23

RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COST

WHEREAS, on the 1st day of April 2024, plans, specifications, form of contract, and estimate of cost were filed with the office of the County Auditor for the construction of certain public improvements described in general as **”Top of Iowa Water Main Extension Project“**; and

WHEREAS, notice of hearing on plans, specifications, form of contract, and estimate of cost for said public improvements was published as required by law:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WORTH COUNTY, IOWA.

Section 1. That the plans, specifications, form of contract, and estimate of cost are hereby approved as the plans, specifications, form of contract, and estimate of cost for said public improvements, as described in the preamble of this Resolution.

PASSED AND APPROVED, this 29th day of April 2024.

Aaron Stone, Chairperson

ATTEST: Jacki A. Backhaus, Auditor

Motion Smeby/Second Loberg to approve Resolution #2024-24. Roll call vote – Loberg – Aye; Smeby – Aye; Stone – Aye. Motion carried.

RESOLUTION NO. 2024-24

RESOLUTION MAKING AWARD OF CONSTRUCTION CONTRACT

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WORTH, IOWA:

Section 1. That the following bid for the construction of certain public improvements described in general as “**Top of Iowa Water Main Extension Project**”, described in the plans and specifications heretofore adopted by this Board on April 29th, 2024, be and is hereby accepted, the same being the lowest responsible bid received for said work, as follows:

Contractor: McKiness Excavating

Amount of Bid: \$374,505.25

Section 2. That the Chairperson and Auditor is hereby directed to execute contract with the contractor for the construction of said public improvements, said contract not to be binding on the County until approved by this Board.

PASSED AND APPROVED, this 29th day of April 2024.

Aaron Stone, Chairperson

ATTEST: Jacki A. Backhaus, Auditor

Motion Smeby/Second Loberg to approve changing time to 8:45 A.M. for the FY24 Budget Amendment Public Hearing on May 13. Motion carried.

Motion Loberg /Second Smeby, carried to adjourn at 9:27 A.M. Motion carried.

Jacki A. Backhaus
Auditor

Aaron Stone
Chairperson