

OFFICIAL PROCEEDINGS: Hancock County

CITY OF GARNER COUNCIL PROCEEDINGS

January 25, 2021
Garner, Iowa

The Hancock County, Iowa, Board of Supervisors met in adjourned session on the above captioned date pursuant to adjournment with Supervisors Florence (Sis) Greiman, Gary Rayhons, and Jerry J. Tlach present. Absent: none.

The minutes of January 18, 2021 meeting were read and approved.

On motion by Supervisor Tlach, seconded by Supervisor Greiman and carried unanimously, the Board gave approval to the following: Final payment for Project FM-C041(120)-55-41.

On motion by Supervisor Greiman, seconded by Supervisor Tlach and carried unanimously, the Board gave approval to the following resolution:

RESOLUTION NO. 2021-009 AWARDING CONTRACT FOR PROJECT FM-C041(129)-55-41 FM-C041(130)-55-41 L-128-73-41

WHEREAS, the Hancock County Board of Supervisors, hereafter referred to as "the Board", believes that FM-C041(129)-55-41, FM-C041(130)-55-41, & L-128-73-41, hereafter referred to as "the project" is in the best interest of Hancock County, Iowa, and the residents thereof. The project is defined as FM-C041(129)-55-41, FM-C041(130)-55-41, & L-128-73-41 consisting of HMA Pavement Resurfacing with Milling; 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 Hancock 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 Board to accept the bid from Mathy Construction Company in the amount of \$1,584,548.20 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed.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 date of its approval as provided

by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Hancock County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Jeremy Purvis, P.E., the Engineer for Hancock 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.

A public hearing was held on the proposed purchase of the Uncover, Inc. property located in section 27, Britt Township. Certification that publication as to the date and time of the hearing was on file in the Engineer's Office. Those present for the hearing were Supervisors Greiman, Rayhons, and Tlach, Absent: none; Auditor Michelle Eisenman, Attorney Blake Norman, Sheriff Rob Gerdes, and Engineer Jeremy Purvis. Present from the public were Angela Nelson-KIOW, Lewis Nedved, Gary Schleusner, Bob Kern, Scott Rayhons, Robert Malek, and Ken Mick. Present via Go to Meeting were Rob Hillesland-Globe Gazette, Rebecca Peter-The Leader, Ann Hinders and NA. Various persons spoke in regards to the proposed purchase of said property. Much discussion followed with all present given the chance to voice their comments on the proposed purchase of the Uncover, Inc. property. On motion by Supervisor Greiman to close the public hearing, seconded by Supervisor Tlach. All ayes.

On motion by Supervisor Tlach, seconded by Supervisor Greiman and carried unanimously, the Board gave approval to the following resolution:

RESOLUTION No. 2021-010

WHEREAS, it was proposed that Hancock County purchase property as described in Resolution 2021-008 from Uncover, Inc., to be conveyed by Warranty Deed;

WHEREAS, Hancock County, in compliance with the requirements set for in Iowa Code section 331.361, held a public hearing on the proposal for final determination on this day;

WHEREAS, notice for said public hearing was published as required by Iowa Code section 331.361; and

WHEREAS, the proposal for final determination is that Hancock County would purchase the property for the amount of \$200,000.00, having the following description: An approximate 10-acre tract of land owned by Uncover, Inc., located at Britt Corps Lands Tract SW SW Sec 27 T96N R25W in it's entirety and +/- 2.4 acres from Irregular Tract SE SW S of Old Hwy 18 & N of Abandoned Railroad Sec 27 T96N R25W in Hancock County, Iowa as generally described in Exhibit A and;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF HANCOCK COUNTY, IOWA, that after a public hearing on the proposed purchase of property as required by sections 331.361 and 331.305, Code of Iowa. The Hancock County Board of Supervisors voted to purchase the above described real estate for the price listed from Uncover, Inc., to be conveyed by Warranty Deed at the time of closing.

Whereupon, the Chair of the Board of Supervisors, declared said Resolution duly passed and adopted on this 25th of January, 2021.

On motion by Supervisor Tlach, seconded by Supervisor Greiman and carried unanimously, the Board gave approval to the following: Tentatively approved Engineer Kent Rode's annexation of lands report for Drainage District no. 3 and 4 Lateral 9 and set the date and time for hearing with landowners on annexation of lands report for March 8, 2020 at 11:00 a.m. in the Basement Meeting Room of the Law Enforcement Center. Tentatively approved Engineer Kent Rode's annexation of lands report for Drainage District no. 3 and 4 Lateral 10 and set the date and time for hearing with landowners on annexation of lands report for March 8, 2020 at 12:00 p.m. in the Basement Meeting Room of the Law Enforcement Center. Transfer of \$50,000 from Hancock County Medical Benefit Account to Hancock County Medical Benefit Fund.

On motion by Supervisor Greiman, seconded by Supervisor Tlach and carried unanimously, the Board gave approval to the following: Tentatively approved the commissioners' report on reclassification of lands for Drainage District no. 3 and 4 Lateral 9 and set the date and time for hearing on reclassification of lands report for March 8, 2020 at 11:15 a.m. in the Basement Meeting Room of the Law Enforcement Center. Tentatively approved the commissioners' report on reclassification of lands for Drainage District no. 3 and 4 Lateral 10 and set the date and time for hearing on reclassification of lands report for March 8, 2020 at 12:15 p.m. in the Basement Meeting Room of the Law Enforcement Center. Set the date and time for public hearing on Hancock County's proposed property tax levy for Fiscal Year 2021-2022 for February 16, 2021 at 9:15 a.m.

No further business to come before the Board, motion made to adjourn at 1:27 p.m. by Supervisor Tlach and carried. All Supervisors present voting, "Aye," session to adjourn and will meet again on February 1, 2021.

ATTEST:

Michelle K. Eisenman, Auditor
Gary Rayhons, Chair

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