

PROCEEDINGS OF THE BOARD OF SUPERVISORS
April 23, 2019

The Board of Supervisors of Cerro Gordo County, Iowa, met in regular session pursuant to adjournment. Present: Chairman Chris Watts, Vice Chairman Tim Latham, Supervisor Casey Callanan and various members of the public.

Chairman Watts convened the meeting at 10:00 a.m.

Latham moved with Callanan seconding, to **approve the minutes from the April 17, 2019 special session, April 18, 2019 special session and April 16, 2019 regular session and today's agenda.** Motion passed unanimously.

Latham moved with Callanan seconding, to **authorize the Board to sign a temporary Encroachment Agreement with Fred & Maxine Cobb.** Motion passed unanimously.

Callanan moved with Latham seconding, to **approve the 5-Year Construction Program and FY20 Budget to be submitted to the DOT and authorize the Chairman to sign the construction plan.** Motion passed unanimously.

Callanan moved with Latham seconding, to **approve claims.** Motion passed unanimously.

Callanan moved with Latham seconding, to **approve the payroll warrant register for the week ending April 13, 2019.** Motion passed unanimously.

Callanan moved with Latham seconding, to **adopt Resolution 2019-40***, WHEREAS, the Cerro Gordo County Auditor hires precinct election officials and chairpersons for various elections held throughout the year; and, WHEREAS, Iowa Code Section 49.20 states that the members of election boards shall receive compensation at a rate established by the board of supervisors while engaged in the discharge of their duties and shall be reimbursed for actual and necessary travel; and, WHEREAS, Section 49.125 states that the members of election boards attending a training course shall be paid for attending such course, and shall be reimbursed for travel at the rate determined by the board of supervisors; and, NOW THEREFORE BE IT RESOLVED, that the Cerro Gordo County Board of supervisors hereby sets wages and mileage reimbursement rates according to the attached spreadsheet. This Resolution shall supersede Resolution No. 2018-21. Motion passed unanimously.

Chairman Watts opened the public portion of the hearing on the request of Frank Hanig & Petitioners to Vacate an Alley in Block 2, Cartersville.

Latham moved with Watts seconding, to **close the public portion of the hearing on the request of Frank Hanig & Petitioners to Vacate an Alley in Block 2, Cartersville.** Motion passed unanimously.

Latham moved with Watts seconding, to **adopt Resolution 2019-41**, WHEREAS, the Board of Supervisors of the County of Cerro Gordo did receive a request to vacate and convey the real estate described in Section 1 herein, and; WHEREAS, the Board of Supervisors did, upon published notice, hold a public hearing on the 23rd day of April, 2019, on a proposal to vacate and convey to the abutting property owners the real estate described in Section 1 herein, and; WHEREAS, the Board of Supervisors do approve the vacation and conveyance of said real estate; NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Cerro Gordo County, Iowa; Section 1: All of the platted East-West 20' wide alley running through Block 2 and all of the platted North-South 20' wide alley running through Block 2, all in Cartersville, Iowa, located in Section 33, Township 95 North, Range 19 West of the 5th P.M., Cerro Gordo County, Iowa, is hereby vacated and conveyed as follows: The westerly half (10 feet) of said north-south alley abutting Lots 23-24, Block 2 to Frank J. Hanig and Janet L. Hanig, husband and wife, as Joint Tenants with Full Rights of Survivorship, and not as Tenants in Common The westerly half (10 feet) of said north-south alley abutting Lot 22, Block 2 to Frank J. Hanig, interest by Quit Claim Deed recorded on June 5, 1991 as Document 1991-3918 The westerly half (10 feet) of said north-south alley abutting Lots 19-21, Block 2 to Marvin Gaubatz. The easterly half (10 feet) of said north-south alley abutting Lots 1-2, Block 2 to Frank J. Hanig,

interest by Quit Claim Deed recorded on June 5, 1991 as Document 1991-3918. The easterly half (10 feet) of said north-south alley abutting Lots 3-6, Block 2 to Frank J. Hanig and Janet L. Hanig, husband and wife, as Joint Tenants with Full Rights of Survivorship, and not as Tenants in Common. The northerly half (10 feet) of said east-west alley abutting Lot 19, Block 2 to Marvin Gaubatz. The northerly half (10 feet) of said east-west alley abutting Lot 6, Block 2 to Frank J. Hanig and Janet L. Hanig, husband and wife, as Joint Tenants with Full Rights of Survivorship, and not as Tenants in Common. The southerly half (10 feet) of said east-west alley abutting Lots 7-10 and Lots 15-18, Block 2 to Hanig Construction, Inc. The southerly half (10 feet) of said east-west alley abutting Lots 13-14, Block 2 to Frank J. Hanig and Janet L. Hanig, husband and wife, as Joint Tenants with Full Rights of Survivorship, and not as Tenants in Common. The southerly half (10 feet) of said east-west alley abutting Lots 11-12, Block 2 to Faye Winters, (aka Faye Winters Gaubatz) Contract Purchaser. Section 2: That a certified copy of this resolution, as recorded, shall be provided to Frank & Janet Hanig, Marvin Gaubatz, Hanig Construction Inc., and Faye Winters Gaubatz to serve as the deed of conveyance as allowed in Chapter 354.23, Code of Iowa. Section 3: That all resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed. Section 4: If any section, provision, or part of this resolution shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the resolution as a whole or any section thereof, or part thereof, not adjudged invalid or unconstitutional. Section 5: This resolution shall be in full force and effect from and after its passage.

Callanan moved with Latham seconding, to **appoint Brandon Billings to the Clear Lake Sanitary District Board of Trustees.** Motion passed unanimously.

Latham moved with Callanan seconding, to adjourn at 10:12 a.m.

Various tabulations, reports, correspondence and other documents that were presented at today's meeting are placed on file with the supplemental minutes.

*This is a summary of the resolution; full text of resolutions may be inspected during normal business hours in the Cerro Gordo County Auditor's office.

Chairman Chris D. Watts
Board of Supervisors

ATTEST:

Becky Kirchgatter, Deputy County Auditor
Cerro Gordo County