

**BOARD OF SUPERVISOR'S Regular Meeting
December 17, 2013 - 10:00a.m. Board of Supervisors' Room
Webster County Courthouse**

The Board of Supervisors met in Session on the above date with the following members present: Singer, Fletcher, Dencklau, Campbell, and Leffler. Absent: None.

Moved by Fletcher, seconded by Dencklau to approve minutes of the December 10, 2013 regular meeting. Motion carried unanimously.

Moved by Dencklau, seconded by Campbell to approve merit pay increase for Alyssa Sparks to \$1,203.84 effective paycheck date January 10, 2014 per recommendation of Jessica Wernimont, Child Support Recovery Unit Supervisor. Motion carried unanimously.

Moved by Campbell, seconded by Leffler to approve hiring and employment of Emily A. Elkin, Case Manager effective January 2, 2013 at the rate of \$17.60 per hour per recommendation of Joan Lara, Community Services. Motion carried unanimously.

Moved by Leffler, seconded by Fletcher to approve request by Pam Jorgensen, LMSW to terminate contract with Webster County for services provided to the Friendship Center effective November 30, 2013. Motion carried unanimously.

Moved by Fletcher, seconded by Dencklau to table professional service agreement with Haila Architecture for the Webster County Law Enforcement Center Courtroom Remodeling project. Motion carried unanimously.

Jack Bradley, Webster County Environmental Health Department discussed adopting a Water Well and Cistern Ordinance for the health and safety of the county. Several comments were heard opposing the ordinance as written. The board requested that Jack Bradley take the proposed ordinance back to the Public Health Board for further consideration of the regulations.

Moved by Campbell, seconded by Leffler to approve and authorize Chair to sign utility permit application from MidAmerican Energy to remove two existing poles and install four new taller poles along west side of Samson Avenue to raise overhead electric line over new entrance approximately 2335 feet north of 180th Street in Section 12, Township 89 North, Range 28 West, Cooper Township. (Copy on file in Engineer's office). Motion carried unanimously.

Moved by Leffler, seconded by Fletcher to approve and authorize Chair to sign Certificate of Completion of Site Preparation of Industrial Facility by CJ Bio America, Inc., 1946 Harvest Avenue, and Cargill Incorporated, 1950 Harvest Avenue, in Northeast Quarter of Section 19, Township 89 North, Range 29 West, per Agreement for Private Development dated September 11, 2012.

WHEREAS, Webster County, Iowa (the "County"), CJ Bio America Inc., having offices at 1946 Harvest Avenue Fort Dodge, Iowa 50501 (the "Developer") and Cargill, Incorporated ("Owner"), did on or about the 11th day of September, 2012, make, execute and deliver, each to the other, an Agreement for private Development (the "Agreement"), wherein and whereby the Developer agreed, in accordance with the terms of the Agreement, to develop and maintain certain real property located within the County and as more particularly described as follows:

Lot 1 of Parcel "A" as shown on Plat of Survey recorded on February 14, 2012 in Book 2012, Page 762, in the Office of the Webster County Recorder, as located in the Northeast Quarter (NE ¼) of Section 19, Township 89 North, Range 29 West, of the 5th P.M., Webster County, Iowa.

Parcel No. 0619200008

(the "Development Property"); and

WHEREAS, the Agreement incorporated and contained certain covenants and restrictions with respect to the development of the Development Property, and obligated the Developer to construct Site Preparation (as defined therein) in accordance with the Agreement; and

WHEREAS, the Developer has to the present date performed said covenants and conditions insofar as they relate to the construction of said Site Preparation in a manner deemed by the County to permit the execution and recording of this certification.

NOW, THEREFORE, pursuant to Section 3.4 of the Agreement, this is to certify that all covenants and conditions of the Agreement with respect to the obligations of the Developer, and its successors and assigns, to construct the Site Preparation on the Development Property have been completed and performed by the Developer. The County Recorder of Webster County is hereby authorized to accept for recording and to record the filing of this instrument, to be a conclusive determination of the satisfactory termination of the covenants and conditions of said Agreement with respect to the construction of the Site Preparation on the Development Property.

All other provisions of the Agreement shall otherwise remain in full force and effect until termination as provided therein.

WEBSTER COUNTY, IOWA

By: s/Robert H Singer
Robert H Singer, Chairperson
Board of Supervisors

ATTEST:

By: s/Carol Messerly
Carol Messerly, Auditor

Motion carried unanimously.

Moved by Dencklau, seconded by Campbell to approve and authorize Chair to sign agreement with Iowa Department of Transportation for roadway maintenance on institutional roads within Brushy Creek Recreation Area as requested by authorized Department of Natural Resources personnel. (Copy on file in Engineer's office). Motion carried unanimously.

Ed Morrison, representing workers' compensation carrier IMWCA, discussed loss ratio, mod factor and premium. No action taken.

Moved by Campbell, seconded by Leffler to allow claims. Motion carried unanimously.

At 10:45a.m. a meeting for Drainage District #29 was held and at 10:50a.m. a meeting for Drainage District #70 Webster & #95 Calhoun and Drainage District #12 Webster & #38 Calhoun was held. For further particulars see Drainage Record Book.

Moved by Dencklau, seconded by Campbell to adjourn the meeting. Motion carried unanimously.

s/Carol Messerly
Carol Messerly
Webster Co Auditor

s/Robert H Singer
Robert H Singer
Chair, Board of Supervisors