

PROCEEDINGS OF THE BOARD OF SUPERVISORS
August 31, 2021

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

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

Latham moved with Watts seconding, to approve today's agenda and the meeting minutes for the August 24, 2021 regular session. Motion passed unanimously.

Public comment session was held.

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

Latham moved with Watts seconding, to approve the following payroll changes:

Department	Name
<u>Change</u>	<u>Effective Date</u>
Veteran's Affairs	Jon Hanni
Extension of Temporary Assignment through 09/24/2021	08/31/2021
Secondary Roads	Ron Sargent
\$64,902.40/year	08/30/2021

Motion passed unanimously.

Latham moved with Watts seconding, to authorize the IT Director to renew the 3-year maintenance agreement with Carrier Access in the amount of \$14,449.94. Motion passed unanimously.

Watts moved with Latham seconding, to approve the request from the City of Meservey for \$10,000 in American Rescue Plan Act funds for sanitary sewer repairs. Motion passed unanimously.

Chairman Callanan opened the public hearing on vacating road right-of-way on portion 220th Street at 10:05 a.m.

Latham moved with Watts seconding, to close the public hearing. Motion passed unanimously.

Watts moved with Latham seconding, to approve Resolution 2021-91, WHEREAS, The Cerro Gordo County Board of Supervisors received petition to vacate a portion of the Public Highway System; and, WHEREAS, Pursuant to Chapter 306.11 of the Code of Iowa, Cerro Gordo County Board of Supervisors on Tuesday August 10, 2021, set a date for a public hearing for this matter; and on Tuesday, August 31, 2021, the Cerro Gordo County held said public hearing to consider the vacation of a portion of 220th Street described as:

OWEN/PORTLAND TOWNSHIP: a portion of the 66' in width road (220th Street) on common line between the fractional NW1/4 NE 1/4 of Section 3-T95N-R19W and the SW1/4 SE1/4 of Section 34-T96N-R19W; more specifically vacate the section line road between the above-mentioned quarter quarters except the west eight hundred ninety feet (890')

WHEREAS, no objections from adjacent landowners have been received, either in writing or by person present; and, WHEREAS, after hearing all comments, the Engineer recommended the Board of Supervisors order the portion of 220th Street, described above, as vacated and closed; and, WHEREAS, the Cerro Gordo County Board of Supervisors have power to establish, alter or vacate pursuant to Chapter 306.10 of the Code of Iowa. NOW THEREFORE BE IT RESOLVED, the Cerro Gordo County Board of Supervisors ordered the above-described portion of 220th Street vacated and closed. Motion passed unanimously.

Motion by Latham with Watts seconding, to approve the PCC patching list. Motion passed unanimously.

Latham moved with Watts seconding, to set a public hearing regarding the proposed conveyance of real estate for September 21, 2021 at 10:10 a.m. Motion passed unanimously.

Watts moved with Latham seconding to approve Resolution 2021-92, RESOLUTION SETTING FORTH THE PROPOSAL TO CONVEY REAL ESTATE OWNED BY CERRO GORDO COUNTY, IOWA, AND ORDERING PUBLIC HEARING UPON THE PROPOSED CONVEYANCE PURSUANT TO 331.361 OF THE IOWA

CODE WHEREAS, Cerro Gordo County, Iowa ("County") is the owner of the following described real estate, to-wit: THAT PORTION OF VACATED TIFFANY STREET LOCATED EAST OF SECOND STREET AND NORTHWESTERLY OF THE FORMER CHICAGO GREAT WESTERN RAILROAD RIGHT-OF-WAY, ALL IN BLOCK SIXTEEN (16) IN THE TOWN OF BURCHINAL, IOWA (the "Vacated Real Estate").

WHEREAS, County vacated that portion of Tiffany Street lying between Block 15 and Block 16 in the town of Burchinal, Iowa in 1973. WHEREAS, County did not convey the vacated street to the adjacent property owners at the time the street was vacated. WHEREAS, Joe Michael Kennedy ("Kennedy") is the owner of the following described real estate, to-wit:

ALL THAT PART OF BLOCK SIXTEEN (16) LYING NORTHWEST OF THE FORMER CHICAGO GREAT WESTERN RAILROAD RIGHT-OF-WAY IN THE TOWN OF BURCHINAL, IOWA (the "Block 16 Parcel")

WHEREAS, the Cerro Gordo County Conservation Board is in need of parking area to serve the Prairie Land Trail. WHEREAS, the Block 16 Parcel is suitable for a parking area. WHEREAS, Kennedy has agreed to convey the Block 16 Parcel to Cerro Gordo County, Iowa in exchange for a conveyance from Cerro Gordo County, Iowa of the Vacated Real Estate. WHEREAS, 331.361 (2) of the Iowa Code requires Cerro Gordo County to set forth its proposal to convey Real Estate in a resolution and publish notice of the time and place of public hearing on the proposal in accordance with 331.305 of the Iowa Code. NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Cerro Gordo County, Iowa:

Section 1: County is the owner of the above Vacated Real Estate.

Section 2: County has received a request from the adjacent property owner to convey the Vacated Real Estate in exchange for the Block 16 Parcel.

Section 3: A public hearing upon the proposal to convey the Real Estate shall be held beginning at 10:10 a.m. on the 21st day of September, 2021, in the boardroom of the Cerro Gordo County Courthouse, 220 North Washington, Mason City, Iowa. Notice of the time and place of hearing shall be published in the Mason City Globe Gazette not less than four nor more than twenty days before the date of the hearing in accordance with 331.305 of the Iowa Code.

Section 4: The public notice shall be published in substantially the following form:

PUBLIC NOTICE

Public notice is hereby given that the Board of Supervisors of Cerro Gordo County, Iowa will meet and hold a public hearing beginning at 10:10 a.m. on the 21st day of September, 2021, in the boardroom, Cerro Gordo County Courthouse, 220 North Washington, Mason City, Iowa, to consider a Resolution proposing to convey Real Estate owned by Cerro Gordo County, Iowa, and described as follows, to-wit:

THAT PORTION OF VACATED TIFFANY STREET LOCATED EAST OF SECOND STREET AND NORTHWESTERLY OF THE FORMER CHICAGO GREAT WESTERN RAILROAD RIGHT-OF-WAY ALL IN BLOCK SIXTEEN (16) IN THE TOWN OF BURCHINAL, IOWA

Cerro Gordo County, Iowa, proposes to convey the Real Estate to Joe Michael Kennedy, the adjacent property owner, in exchange for a conveyance of the following described parcel:

ALL THAT PART OF BLOCK SIXTEEN (16) LYING NORTHWEST OF THE FORMER CHICAGO GREAT WESTERN RAILROAD RIGHT-OF-WAY IN THE TOWN OF BURCHINAL, IOWA

Following approval of the conveyance by the Board of Supervisors following public hearing as required by law.

All parties in interest and citizens of Cerro Gordo County, Iowa, shall have an opportunity to present objections to the proposal to convey the Real Estate at the public hearing.

Chairman, Board of Supervisors

Motion passed unanimously

Latham moved with Watts seconding, to adjourn at 10:13 a.m. Motion passed unanimously.

Chairman Casey Callanan
Board of Supervisors

ATTEST:

Adam V. Wedmore, Auditor
Cerro Gordo County

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