

***CLARKE COUNTY RESERVOIR COMMISSION***  
**Clarke County Development Office**  
**115 East Washington Street, Osceola, IA 50213**  
***Thursday, October 8, 2009***  
***9:00 a.m.***

Jack Cooley, Vice Chairperson  
Fred Diehl, Secretary  
Dan McIntosh, Treasurer  
Frank Riley  
Norm Lust  
Harold Allen, Jr.  
Lyle Persels, Alternate  
Scott Busick  
Anne Welker

Clarke County Supervisors  
City of Osceola  
Southern Iowa Rural Water Association  
Clarke County Conservation Board  
Clarke Soil & Water Conservation District  
City of Woodburn  
Clarke County Development Board  
City of Murray  
Member at Large

Kathy Kelly  
Jeanne Crees  
Rick Buesch  
Thomas E. Andersen  
Jeremy Tipton  
John Dodge  
Robert Himschoot  
Melissa Brownrigg  
Marion James  
Dennis Hilger  
Judy Weese

Landowner  
Alternate, City of Murray  
Banta Abstract Co., Osceola  
Clarke County Engineer  
GLB Enterprises, Cedar Rapids  
GLB Enterprises, Cedar Rapids  
GLB Enterprises, Cedar Rapids  
Osceola Sentinel-Tribune  
James Law Firm, Creston  
Southern Iowa RC&D, Inc.  
Southern Iowa RC&D, Inc.

- Not everyone who attended the meeting signed in.

**CALL MEETING TO ORDER**

Vice Chairperson Jack Cooley called the meeting of the Clarke County Reservoir Commission (CCRC) to order at 9:03 a.m. Eight Commissioners and one Alternate responded to roll call. Representative from Osceola Water Board was absent.

**APPROVE AGENDA**

A motion to approve the October 8, 2009 meeting agenda as written and posted was made by Commissioner Norm Lust and seconded by Commissioner Frank Riley. Motion carried on a roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Scott Busick, Fred Diehl, Harold Allen, Jr., Jack Cooley, Frank Riley, Alternate Lyle Persels  
Absent: Representative from Osceola Water Board.

**APPROVE September 10, 2009 MEETING MINUTES**

A motion was made by Commissioner Dan McIntosh and seconded by Commissioner Fred Diehl to approve the September 10, 2009 meeting minutes as written. Motion carried on a roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Fred Diehl, Harold Allen, Jr., Jack Cooley, and Frank Riley  
 Abstain: Commissioner Scott Busick and Alternate Lyle Persels  
 Absent: Representative from Osceola Water Board.

**APPROVE September 17, 2009 SPECIAL MEETING MINUTES**

A motion was made by Commissioner Norm Lust and seconded by Commissioner Anne Welker to approve the September 17, 2009 Special Meeting Minutes as written. Motion carried on a roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Fred Diehl, and Harold Allen, Jr. and Jack Cooley  
 Abstain: Commissioners Scott Busick and Frank Riley and Alternate Lyle Persels  
 Absent: Representative from Osceola Water Board.

**TREASURER'S REPORT**

**TREASURER'S REPORT  
 Clarke County Reservoir Commission  
 October 8, 2009**

<b>CHECKING ACCOUNT</b>		<b>CK#</b>
<b>PREVIOUS BALANCE</b> (September 10, 2009)	<b>(\$2,302.28)</b>	
<b>REVENUE RECEIVED</b>		
9/16/2009 City of Osceola - FY 2010 Sponsor Dues	8,925.00	
9/16/2009 City of Osceola Water Works – FY 2010 Sponsor Dues	9,380.00	
9/30/2009 Interest for September 2009	7.54	
10/8/2009 City of Woodburn – FY 2010 Sponsor Dues	455.00	
10/8/2009 City of Murray – FY 2010 Sponsor Dues	<u>1,470.00</u>	
<b>TOTAL REVENUE RECEIVED</b>	<b><u>20,237.54</u></b>	
<b>CASH BALANCE</b>	<b>\$17,935.26</b>	
<b>EXPENSES PRESENTED FOR PAYMENT</b>		
10/8/2009 Creston Publishing – publish minutes	<u>271.19</u>	Ck #1102
<b>TOTAL EXPENSES PRESENTED FOR PAYMENT</b>	<b><u>271.19</u></b>	
<b>ENDING BALANCE</b> (October 8, 2009)	<b>\$17,664.07</b>	

<b>SPECIAL ACCOUNT</b>		<b>CK#</b>
<i>(Opened 7/26/07)</i>		
<b>PREVIOUS BALANCE</b> (September 10, 2009)	<b>\$25.17</b>	
<b>REVENUE RECEIVED</b>	<b><u>0.00</u></b>	
<b>CASH BALANCE</b> (October 8, 2009)	<b>\$25.17</b>	

<b>EXPENSES PRESENTED FOR PAYMENT</b>	<u><b>0.00</b></u>
<b>ENDING BALANCE</b> (October 8, 2009)	<b>\$25.17</b>

<b>LOSST 2008 CHECKING ACCOUNT</b>	<b>CK#</b>
------------------------------------	------------

Account opened 10/9/2008

<b>PREVIOUS BALANCE</b> (September 10, 2009)	<b>\$ 209,163.49</b>
--	----------------------

**REVENUE RECEIVED**

9/30/2009 Interest for September 2009	55.47
10/8/2009 City of Woodburn – Check #9033 ( <i>Sales Tax Period: July 2009</i> )	<u>3,585.65</u>

<b>TOTAL REVENUE RECEIVED TO DATE</b>	<u><b>3,641.12</b></u>
<b>CASH BALANCE</b> (October 8, 2009)	<b>\$ 212,804.61</b>

**EXPENSES PRESENTED FOR PAYMENT**

10/8/2009 James Law Firm – legal services	5,134.57		Ck 1026
10/8/2009 USDA NRCS – technical service (final bill for agreement #65-6114-9-05)	<u>13,053.74</u>		Ck 1027

<b>TOTAL EXPENSES</b>	<u><b>18,188.31</b></u>
<b>ENDING BALANCE</b> (October 8, 2009)	<b>\$194,616.30</b>

<b>LOSST 2009 CHECKING ACCOUNT</b>
------------------------------------

Account opened 4/17/2009

<b>PREVIOUS BALANCE</b> (September 10, 2009)	<b>\$413,032.22</b>
--	---------------------

**REVENUE RECEIVED**

9/16//2009 City of Osceola – Check #267864 ( <i>Sales Tax Period: July 2009</i> )	91,619.01
(Above check included FY 2010 Sponsor Dues of \$8,925.00*)	
9/31/2009 Interest for September 2009	<u>123.86</u>

<b>TOTAL REVENUE RECEIVED</b>	<u><b>91,742.87</b></u>
<b>CASH BALANCE</b> (October 8, 2009)	<b>\$504,775.09</b>

**EXPENSES PRESENTED FOR PAYMENT**

9/16//2009 CCRC – General Account (*transfer dues to general account)	8,925.00		Ck 1005
10/08/2009 GLB Enterprises, LLC (land acquisition team activity for Sept. 2009)	<u>5,424.00</u>		Ck 1006

<b>TOTAL EXPENSE</b>	<u><b>\$14,349.00</b></u>
<b>ENDING BALANCE</b> (October 8, 2009)	<b>\$490,426.09</b>

<b>12 MONTH CERTIFICATE OF DEPOSIT</b>
--

12/11/2008 Time Certificate of Deposit (2008 Local Option Sales & Service Tax)	<b>\$300,000.00</b>
--	---------------------

\*\*\*\*\*

Treasurer Dan McIntosh noted that copies of the Treasurer’s Report were available for the Commissioners and audience to review. He commented that two sponsors had not paid the FY 2010 dues. A motion to approve the

Treasurer's Report and to pay the bills as presented was made by Commissioner Fred Diehl, seconded by Commissioner Scott Busick and carried on roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Scott Busick, Fred Diehl, Harold Allen, Jr., Jack Cooley, and Frank Riley and Alternate Lyle Persels  
Absent: Representative from Osceola Water Board.

## **NEW BUSINESS**

### **AUDIT REPORT**

Certified Public Accountant Ted Willets from Creston, Iowa presented the audit report completed for Clarke County Reservoir Commission for year ended June 30, 2009. He addressed questions presented by Commissioners.

A motion to approve/accept the audit report was made by Commissioner Dan McIntosh and seconded by Commissioner Fred Diehl. Motion carried on roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Scott Busick, Fred Diehl, Harold Allen, Jr., Jack Cooley, Frank Riley, and Alternate Lyle Persels  
Absent: Representative from Osceola Water Board.

### **USDA NRCS REPORT**

Steve Manternach, Resource Conservationist from the USDA NRCS Planning Staff in Des Moines, presented the Commissioners and audience a six-page handout entitled *Clarke County Water Supply Plan of Work Task Description*, which described the tasks to be performed by NRCS under the new reimbursable agreement between the CCRC and the NRCS. The tasks described included: (1) Economic Profile, (2) Update HR Green's Alternatives Considered, (3) Develop New DSM Pipeline Cost Estimate, (4) Flood Routings, (5) SDR Analysis for Basins, (6) Light Detection and Ranging (LiDAR) Contour Development, (7) Infrastructure Impacts, (8) Recreation, (9) Sediment Basins, (10) Raw Water Line Route, (11) Environmental Affects, (12) Site Design Quantities, (13) Cost Estimates, (14) Polling Owners, (15) Real property, (16) Separable Costs-Remaining Benefits Method, (17) Regional Analysis, (18) Write Draft Plan, (19) National Watershed Management Center Review, (20) Interagency Review, (21) Plan Edits, (22) Prepare Record of Decision, and (23) Watershed Agreement.

Mark McCurdy, Civil Engineer from the USDA NRCS Planning Staff in Des Moines, presented the Commissioners and audience a written report entitled *NRCS Progress Report*:

1. A map showing desired access for geological and aquatic resource investigations has been prepared for sponsor use.
2. A set of descriptions of tasks for the preparation of the second draft plan has been prepared. Copies are available for interested CCRC members and members of the public.
3. Comments on the first draft plan have resulted in follow up discussions on recreation and water quality interactions. Focused discussions are needed regarding:
  - a. Potential recreation activities and their potential costs/benefits;
  - b. Options and associated costs for avoiding or mitigating negative water quality impacts associated with those activities; and
  - c. Recreation component priorities for plan inclusion after considering total costs and benefits.

The NRCS requests that the CCRC Board designate a local work group to work with NRCS on this issue.

4. The Department of Natural Resources (DNR) has provided practical guidelines for setting the water withdrawal intake. Those guidelines include
  - a. Setting the intake above the design sediment pool,
  - b. Setting the minimum pool level two feet above the top of bottom intake pipe to avoid problems with trash, algae, and ice.
5. The reimbursable agreement between the CCRC and the NRCS has been signed by both parties.

Mr. McCurdy commented that with the signed agreement in place, the NRCS staff can now start working on the described tasks.

**EDUCATION REPORT**

The six-page report entitled “Clarke County Water Supply Plan of Work Task Descriptions” was the education report according to Steve Manternach.

**LAND COMMITTEE MEETING REPORT**

(The committee met September 14, 2009. Those in attendance included committee members Jack Cooley, Harold Allen, Jr. and Anne Welker. Others who attended the meeting included land acquisition team members Jeremy Tipton, John Dodge and Robert Himschoot, Attorney Marion James, RC&D Development Specialist Dennis Hilger and RC&D Coordinator Mark DePoy.)

Chairperson Norm Lust reported the land acquisition team had been meeting with landowners to get permission to enter the property. The priority will be to enter properties, where the dam will be constructed, to get soil samples. The work at this time involves the asking for permission to enter onto the land to run tests.

**LAND ACQUISITION TEAM REPORT**

Robert Himschoot reported he had worked three weeks with landowners and had received positive responses. He stated that when the land acquisition team is contacted by a landowner, they respond. He reported that the Land Committee had approved a license entry fee/access fee to pay to landowner. He will work with Attorney James on final paperwork.

**MEDIA COMMITTEE REPORT**

Commissioner Frank Riley reported the committee had been working on five items to better inform the local public of the Clarke County Reservoir Commission Water Supply project. The five items include a monthly release entitled *Water Facts*, a large poster, a brochure; power point presentation and a website.

One *Water Fact* had been published in the Advertiser the first week in September. A draft copy of the poster was on display for Commissioners and audience to view. The poster emphasized the what, why, where, who, when and purpose of the project. A draft copy of the brochure was also available for the Commissioners to view but not available as a handout for public use. The committee was considering suggestions to improve both the poster and brochure.

The development of the power point presentation was delayed due to emphasis being shifted to completing the brochure for mailing to provide information for the LOSST initiative in Murray and rural Clarke County. Commissioner Riley asked Attorney James to give a legal opinion on CCRC mailing brochures for Murray and the Clarke County Board of Supervisors.

Attorney James explained that the brochure contained proposed language that was primarily facts concerning the project. He made the recommendation that CCRC pay for the mailing cost and the printing cost from sponsorship dues (general fund) as the language of the referendum for LOSST funds had restrictions. In discussion it was estimated the mailing would be a cost of approximately \$1,415.00 for mailing the brochure to both Murray and rural Clarke County.

A motion was made by Commissioner Fred Diehl to mail the brochure to the estimated 300 households in Murray and the estimated 1400 households in rural Clarke County and to pay from general account (sponsorship dues) with a cap of \$1,500 for this activity. The motion was seconded by Frank Riley and carried on roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Scott Busick, Fred Diehl, Harold Allen, Jr., Jack Cooley, Frank Riley, and Alternate Lyle Persels

Absent: Representative from Osceola Water Board.

Dennis Hilger, RC&D Planning Specialist, reported that four vendors had been contracted regarding printing cost for the posters. It was noted the posters could be used for presentations, informational meetings and for displays at public places. A suggestion was made that sections of the poster could be reformatted and published in the newspaper.

A motion was made by Commissioner Norm Lust to have a minimum of 10 posters made for display in various locations in the county and to contact Mr. Hilger if more are needed by the sponsors. The motion was seconded by Frank Riley and carried on roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Scott Busick, Harold Allen, Jr., Jack Cooley, Frank Riley and Alternate Lyle Persels

Nay: Commissioner Fred Diehl

Absent: Representative from Osceola Water Board.

A motion was made by Commissioner Dan McIntosh to approve up to \$300.00 for the printing of an additional number of brochures if needed. The motion was seconded by Commissioner Norm Lust and carried on roll call vote:

Ayes: Commissioners Norm Lust, Dan McIntosh, Anne Welker, Scott Busick, Fred Diehl, Harold Allen, Jr., Jack Cooley, Frank Riley, and Alternate Lyle Persels

Absent: Representative from Osceola Water Board.

### **SPONSORS REPORTS**

Commissioner Scott Busick, representative from City of Murray, reported there will be an information meeting at the Murray Community Center October 15, 2009 at 7:00 p.m. The purpose of the meeting is for residents of Murray to gain information concerning the issue on local option sales & service tax (LOSST) for the November 3, 2009 election.

Commissioner Frank Riley, representative from Clarke County Conservation Board, reported the Conservation Board will host an annual Halloween walk from 7:00 p.m.-8:00 p.m. on Thursday, October 22, 2009.

### **OTHER ITEMS TO BE DISCUSSED BY COMMISSION MEMBERS**

The next meeting will be November 12, 2009 at the Clarke County Development Office in Osceola.

**OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD**

Questions presented from the audience were addressed by NRCS staff and the Commissioners.

**ADJOURN MEETING**

Motion was made by Commissioner Norm Lust and seconded by Commissioner Fred Diehl to adjourn the meeting at 10:26 a.m. Motion carried with all ayes.

Secretary

Fred Diehl

**THE NEXT MEETING OF THE CLARKE COUNTY RESERVOIR COMMISSION IS SCHEDULED FOR THURSDAY, NOVEMBER 12, 2009 AT 9:00 A.M. AT THE CLARKE COUNTY DEVELOPMENT OFFICE.**