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FOR THE YEAR 2010  
BOARD OF SUPERVISOR'S MINUTE BOOK  
CHEROKEE COUNTY, IOWA  
MARCH 2, 2010

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The Cherokee County Board of Supervisors met in regular session on Tuesday, March 2, 2010 with Larry Prunty, Dean Schmidt, Jeff Simonsen, Mark Leeds, and Terry Graybill present. Mike Leckband, *Chronicle Times*, represented the press. Unless otherwise indicated, all votes were offered as follows: Ayes - Schmidt, Graybill, Prunty, Leeds, Simonsen; Nays – none; Abstentions – none.

Motion by Schmidt, seconded by Leeds to approve the agenda and minutes of the previous meeting. Motion carried.

Motion by Graybill, seconded by Prunty to approve the audit draft, responses, and representation letter for the 2008/2009 fiscal year as requested by Hunzelman, Putzier & Co., PLC . Motion carried.

Motion by Leeds, seconded by Graybill to approve payment from the Rural Betterment Fund for a bus going to the State Capital on March 10th. Motion carried.

Dave Shanahan, County Engineer, presented a letter for releasing the \$144,000 RISE grant money that had been earmarked for paving of G Ave from Hwy 3 to 480<sup>th</sup> Street. These funds will go back to the Iowa DOT for re-allocation to other qualifying projects.

Motion by Leeds, seconded by Schmidt to authorize the engineer to sign a letter releasing \$144,000 of RISE grant monies back to the IDOT. Motion carried.

Cole Knapp, Murphy Tractor (John Deere), and Mike Brown, Zeigler (Caterpillar), presented specs on road graders. Also in attendance were: Larry Walker, Roads Superintendent; Kenny Smith, Secondary Roads Mechanic; and Chuck Baumann, Maintainer Operator. The decision to purchase equipment was tabled to allow Shanahan and Walker time to do more research.

At 11:30 a.m., a motion was offered by Schmidt and seconded by Graybill to go into closed session per Iowa Code section 21.5(1)(c) *“To discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.”* Roll call vote: Schmidt – aye, Graybill – aye, Prunty – aye, Leeds – aye, Simonsen – aye. Motion carried. Session now closed.

At 11:50 a.m., regular session was resumed and a motion was offered by Graybill and seconded by Prunty to authorize the county’s legal representative, Steve Nadel of Ahlers & Cooney Law Firm, to settle with the claimant for up to \$18,000 including a global release to be signed by claimant and to further authorize the county auditor to process the claims through payroll at the time of final settlement. All voted aye and motion carried.

There being no further business, Chairman Simonsen adjourned the meeting at 12:03 p.m.

All board agendas and minutes are available online at [www.cherokeecountyiowa.com](http://www.cherokeecountyiowa.com) .

Attest: \_\_\_\_\_

Jeff Simonsen, Chairman

Kris Glienke, County Auditor