

**CHICKASAW COUNTY
BOARD OF SUPERVISORS' MINUTES
AUGUST 5, 2024**

The Board convened on Monday, August 5, 2024, at 9:00 AM with members Breitbach, Suckow, Hackman and Cerwinski present in the Boardroom on the second floor of the Court House, New Hampton, Iowa. Absent: Kuhn. Chairperson Cerwinski called the meeting to order. Also present were Auditor Sheila Shekleton, County Attorney David Laudner, 911 Coordinator Jeff Bernatz, Bob Fenske member of the media, John Kuhn, Safety Director Ranae Carey, Sheriff Ryan Shawver, Jeremy McGrath, Custodian Dave Gorman

Motion by Hackman, seconded by Suckow to approve the agenda for August 5, 2024. Roll call: Ayes; Hackman, Suckow, Breitbach, Cerwinski Absent; Kuhn. Motion carried.

Motion by Suckow, seconded by Hackman to approve minutes for July 29, 2024. Roll call: Ayes; Suckow, Hackman, Breitbach, Cerwinski Absent; Kuhn. Motion carried.

Motion by Hackman, seconded by Breitbach to approve Chickasaw County Historical Society Special Class B Retail Native Wine License for a 12-month period. Roll call: Ayes; Hackman, Breitbach, Suckow, Cerwinski Absent; Kuhn. Motion carried.

Public comment: Jeremy McGrath enquired about the Certified Letters to the Cities to waive next quarter's payment for the EMS department. County Attorney Dave Laudner and Sheriff Ryan Shawver wanted to thank the Governor, State Attorney General, and Fayette County for all their help with a Chickasaw County prisoner and getting him into state prison.

Motion by Hackman, seconded by Suckow to approve correction for July 15, 2024 Board of Supervisor's minutes and acknowledge the rate change for Megan Lester, Public Health, from \$27.89 to \$29.61 effective August 31, 2024. Roll call: Ayes; Hackman, Suckow, Breitbach, Cerwinski Absent; Kuhn. Motion carried.

Motion by Hackman, seconded by Suckow to approve Resolution 08-05-24-36. A RESOLUTION OF CHICKASAW COUNTY, IOWA, BOARD OF SUPERVISORS TAKE NO POSITION OF VOLUNTARY ANNEXATION OF CERTAIN REAL ESTATE TO THE CITY OF FREDERICKSBURG, IOWA. WHEREAS, the City of Fredericksburg has received a voluntary annexation application from the owners of property legally describes as Primary ROW U.S. Highway 18 (270th Street) as Depicted in Exhibit "B" WHEREAS, the City of Fredericksburg has assented to the voluntary annexation of said property; WHEREAS, Section 368.7, subsection b of the Code of Iowa also states that Chickasaw County shall, by resolution, indicate whether it supports or whether it takes no position on said annexation; WHEREAS, Section 368.7, subsection b of the Code of Iowa also states that Chickasaw County shall take its Comprehensive Plan into account when drafting their resolution; NOW THEREFORE, IT IS HEREBY RESOLVED, by the Chickasaw County Board of Supervisors as Follows: 1. That Chickasaw County takes no position in the application for voluntary annexation presented. 2. That, if approved, the land legally described above shall become part of the City of Fredericksburg. 3. That the County Auditor shall Forward with resolution to the City of Fredericksburg for their consideration by their City Council. 4. That the City of Fredericksburg shall subsequently forward this resolution as part of their voluntary annexation proceedings to the City Development Board. PASSED AND APPROVED on this 5th DAY of AUGUST, 2024. /ss/ Scott Cerwinski, Chairman, Aye: Hackman, Suckow, Breitbach, Cerwinski. Absent; Kuhn. /ss/Attest: Sheila Shekleton Auditor.

Discussed the grounds keeping for the Chickasaw County LMR Towers with 911 Coordinator Jeff Bernatz. Consensus of the board to have 911 Coordinator Jeff Bernatz take care of the ground keeping for the Chickasaw County LMR Towers.

Motion by Hackman, seconded by Suckow to enter CLOSED SESSION UNDER IOWA CODE 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 at 9:32 AM. Roll call: Ayes; Hackman, Suckow, Breitbach, Cerwinski Absent; Kuhn. Motion carried.

Motion by Hackman, seconded by Suckow to exit CLOSED SESSION UNDER IOWA CODE 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 at 9:37 AM. Roll call: Ayes; Hackman, Suckow, Breitbach, Cerwinski Absent; Kuhn. Motion carried.

No action taken out of close session.

Motion by Hackman, seconded by Breitbach to acknowledge the rate change for Lindsay Mosher, Sheriff Department, from \$21.86 to \$23.05 per Union Contract effective July 22, 2024. Roll call: Ayes; Hackman, Breitbach, Suckow, Cerwinski Absent; Kuhn. Motion carried

Discussed Iowa Code Chapter 21 Section 21.8 of the code now requires governmental bodies to accommodate virtual attendance by member of the governmental body at official public meetings.

Motion by Hackman, seconded by Suckow to approve final acceptance of the Heritage Water Project and after 30 days, if there are not any claims reported or filed Chickasaw County will release the retainage to the contractor and pay Final Payment Certificate No. 2 to Popp Excavating. Roll call: Ayes; Hackman, Suckow, Cerwinske. Nay; Breitbach. Absent; Kuhn. Motion carried

Motion by Hackman, seconded by Breitbach to approve and authorize chair's signature on The Environmental Covenant with Iowa DNR at the Chickasaw County Landfill. Roll call: Ayes; Hackman, Breitbach, Suckow, Cerwinske Absent; Kuhn. Motion carried

Committee Assignments

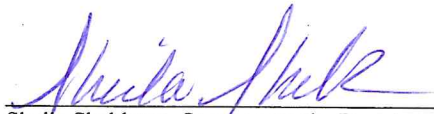
Supervisor Hackman, July 24, CSS

Motion by Suckow, seconded by Hackman to adjourn at 10:00 AM. Roll call: Ayes; Suckow, Hackman, Breitbach, Cerwinske Absent; Kuhn. Motion carried.



Scott Cerwinske, Chairperson
Board of Supervisors

ATTEST:



Sheila Shekleton, Secretary to the Board