

**COUNTY BOARD MINUTES
JUNE 10, 11, & 13, 2019**

The Board convened on Monday, June 10, 2019, at 9:00 am with all the members present: Byrne, Zoll, Tilkes, Geerts, and Hackman. The meeting was called to order by Chairman Hackman. Also present were Jeff Bernatz, Jenny Monteith, Dan Shaw, Carolyn Martin –Shaw, Julie A. Eckenrod, Kendra Leibold, Kevin Brown-media, Jeremy McGrath, Mark Huegel, and Dusten Rolando.

Motion by Geerts, Seconded by Byrne to approve agenda for June 10 & 11, 2019. Roll call: All Ayes. Motion carried.

Martin Hemann, present at 9:03 AM.

Motion by Tilkes, Seconded by Zoll to approve board minutes for June 3, 2019. Roll call: All Ayes. Motion carried.

Ray Armel present at 9:07 AM.

Public comment regarding the ambulances services from Kendra Leibold, Carolyn Martin-Shaw, and Jeremy McGrath.

Chad Humpal present at 9:10 AM.

The Board discussed the hiring outside counsel, Carlton Salmons, to assist with ambulance service issues.

Motion by Geerts, Seconded by Byrne to approve the hiring of Attorney Carlton Salmons, to assist with ambulance service issues as per the recommendation of the County Attorney. Roll Call: All Ayes. Motion Carried.

Mark Huegel left at 9:15 AM.

Jenny Monteith, Dan Shaw, Carolyn Martin-Shaw, Julie A. Eckenrod, Kendra Leibold, Jeremy McGrath, and Nate Schwickerath left at 9:17 AM.

Conservation Staff member Chad Humpal met with the Board to review the Offer to Buy Real Estate and Acceptance for Land Acquisition. The land is owned by David J Boeding and Barbara A. Boeding and consists of 69.34 acres in the E1/2 of the SE1/4 of Section 19 and in the SW1/4 of Section 20, all in Township 95 North, Range 13 West of the 5th PM. Chickasaw County, Iowa. The total purchase price is \$145,614.00. The purchase of the real estate is contingent upon receiving Iowa Wildlife Habitat funding in 75% of the purchase price and the remainder 25% will be disbursed from the Land Acquisition Fund.

Motion by Geerts, Seconded by Byrne to enter into the Offer to Buy real estate and acceptance for land acquisition as per the recommendation of the Chickasaw County Conservation Board. Roll Call: All Ayes. Motion Carried.

Ray Armel and Sheriff Marty Hemann met with the Board to discuss laptop purchase for deputy's vehicle in which will be paid out of the FY 18-19 Data Processing Budget. The quotes were from Keltek Incorporated in the amount of \$4,058.73 and Racom Critical Communications in the amount of \$3,018.97 for a total of \$7,077.70. Discussion followed.

Motion by Tilkes , Seconded by Geerts to purchase a laptop for deputy's vehicle in the amount of from Racom Critical Communications (\$3,018.97) and Keltek Incorporated (\$4,058,73) for a total of \$7,077.77 as per the recommendation of the County Sheriff and will be disbursed from the FY 18-19 Data Processing budget. Roll Call: All Ayes. Motion Carried.

The Board discussed the appointments to the following positions of Land Use Administrator, Landfill Coordinator, Floodplain Administrator, and heritage Residence-Water Testing.

Motion by Byrne, Seconded by Tilkes to appoint Ray Armel as Land Use Administrator effective July 1, 2019. . Roll Call: All Ayes. Motion Carried.

Motion by Byrne, Seconded by Zoll to appoint Ray Armel as Floodplain Administrator effective July 1, 2019. Roll Call: All Ayes. Motion Carried.

Motion by Geerts, Seconded by Tilkes to appoint Denise Straw as Landfill Coordinator effective July 1, 2019. Roll Call: All Ayes. Motion Carried.

Chad Humpal left at 10:20 AM.

Motion by Byrne, Seconded by Geerts to acknowledge the agreement for temporary environmental health services for Staci Schutte (20 hrs per week at \$25.00 per hour for five weeks and also includes the use of the Sanitation Department vehicle) effective June 10, 2019. Roll Call: All Ayes. Motion Carried.

County Engineer Dusten Rolando met with the Board to discuss road department activities..

Motion by Tilkes, Seconded by Geerts to approve the two year renewal of the Adopt a Highway permit for the Alta Vista Aces 4-H Club to renew their Adopt a Highway permit for litter control along b-22 from Alta Vista east 1.5 miles. Roll Call: All Ayes. Motion Carried.

The Board discussed wage adjustment for Assistant Engineer. Roman Lensing has received his professional engineer license.

Motion by Byrne, Seconded by Zoll to approve the wage adjustment for Assistant Engineer Roman Lensing from \$ 27.18 per hour to \$31.00 per hour effective July 1, 2019 as per the recommendation of the County Engineer and Roman Lensing obtaining his professional engineer license. Roll Call: All Ayes. Motion Carried.

The Board discussed architects for the Chickasaw County future building project. Martin Gardner Architecture Accord Architecture Company and Atura Architecture each gave presentations to the Board on Monday, June 3, 2019. Discussion followed.

Motion by Zoll, Seconded by Tilkes to hire Accord Architecture for the Chickasaw County future building project-office expansion and renovation. Roll Call: Ayes: Zoll, Tilkes, Geerts, and Hackman. Nays: Byrne. Motion Carried.

Jeff Bernatz left at 10:40 AM.

Received and filed in the Auditor's Office MMP Short Form for Annual Updates for Rubybrook, LLC-68474 (ID #68474) located at 1635 Durham Avenue, Ionia, IA 50645.

Received and filed in the Auditor's Office MMP Short Form for Annual Updates for Aquamarinebrook, LLC 68473 (ID #68473) located at 1271 Jasper Avenue, New Hampton, IA 50659.

Received and filed in the Auditor's Office Jendro Sanitation Rural Recycling Report for the month of June 2019.

Motion by Tilkes, Seconded by Zoll to adjourn at 10:55 AM. Roll Call: All Ayes. Motion carried.

The Board convened on Tuesday, June 11, 2019, at 9:00 am with the following members present: Zoll, Tilkes, Geerts, and Hackman. Absent: Byrne attending Board of Health Meeting along with Auditor Joan Knoll. The meeting was called to order by Chairman Hackman. Also present were Rick Holthaus, Jenny Monteith, Jeff Bernatz, Jeremy McGrath, Kendra Leibold, and a member from the Charles City press.

Jeremy McGrath, Jenny Monteith, and Kendra Leibold left at 9:04 AM.

The Board reviewed the claims.

The Charles City press left at 9:19 AM.

Jason Byrne and Auditor Knoll present at 9:21 AM.

Donna Geerts left at 9:21 AM.

Public Health Administrator Kathy Babcock met with the Board for a departmental update. Also present were Lisa Welter and Jeremy McGrath.

The Board discussed the appointments to the Board of Health. The Board also discussed increasing the number of members on the Board of Health. The Board took under advisement until further research is completed.

Kathy Babcock and Lisa Welter left at 10:20 AM.

Motion by Zoll, Seconded by Byrne to recess until 10:30 AM meeting held in the Courtroom located on third floor of the Courthouse

The Board's discussion regarding ambulance service issues, including, but not limited to: financing, cities obligation to finance and potential litigation. Present were Marty Hemann, Rick Holthaus, Bob Steenson-Charles City Press, Kendra Leibold, Dona Freidhof, Mary Kay Carr, Carolyn Martin-Shaw, Steve Murray, Ray Armel, Sue Breitbach, Randy Breitbach, Scott Cerwinske, Deb Larsen, Karen Clemens, Jenny Monteith, Jeff Bernatz, Bridget Edson, Kellan Heavican,-KCZE/The Bull, Ryan Shawver, Rick Kramer, Bo Gaudiner, Zach Nosbisch, Matt Kuhn, Dan Shaw, Jeremy McGrath, Nate Schwickerath, Mark Huegel, and Jennifer Schwickerath.

Attorney Carlton Salmons addressed the public regarding ambulance services issues, including, but not limited to: financing, cities obligation to finance and potential litigation under Iowa Code Section 21.5 (1) (c).

Motion by Tilkes, Seconded by Zoll to enter into closed session at 10:44AM as per Iowa Code Section 21.5(5)(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its Roll Call: All Ayes. Motion Carried. Present were Supervisors Jacob Hackman,

Steve Geerts, David Tilkes, Tim Zoll, Jason Byrne, Sheriff Marty Hemann, County Attorney Jennifer Schwickerath, Assistant County Attorney Mark Huegel, Attorney Carlton Salmons, and Auditor Joan E. Knoll.

Discussion followed.

Motion by Byrne, Seconded by Tilkes to recess at 11:34 AM for a 15 minute s. Roll Call: All Ayes. Motion Carried.

The Board entered into closed session at 11:51 AM. Present were Supervisors Jacob Hackman, Steve Geerts, David Tilkes, Tim Zoll, Jason Byrne, Sheriff Marty Hemann, County Attorney Jennifer Schwickerath, Assistant County Attorney Mark Huegel, Attorney Carlton Salmons, and Auditor Joan E. Knoll.

Discussion followed.

Motion by Geerts, Seconded by Zoll to recess at 12:10 PM and reconvene at 1:00 PM. Roll Call: All Ayes. Motion Carried.

The Board entered into closed session at 1:05 PM. Present were Supervisors Jacob Hackman, Steve Geerts, David Tilkes, Tim Zoll, Jason Byrne, Sheriff Marty Hemann, County Attorney Jennifer Schwickerath, Assistant County Attorney Mark Huegel, Attorney Carlton Salmons, and Auditor Joan E. Knoll.

Discussion followed.

Motion by Geerts, Seconded by Tilkes to recess at 1:28 PM. Roll Call: All Ayes. Motion Carried.

The Board entered into closed session at 1:32 PM. Present were Supervisors Jacob Hackman, Steve Geerts, David Tilkes, Tim Zoll, Jason Byrne, Sheriff Marty Hemann, County Attorney Jennifer Schwickerath, Assistant County Attorney Mark Huegel, Attorney Carlton Salmons, and Auditor Joan E. Knoll.

Discussion followed.

Motion by Tilkes, Seconded by Geerts to exit closed session at 1:44 PM. Roll Call: All Ayes. Motion Carried.

Motion by Zoll, Seconded by Byrne to move to authorize legal counsel, Carlton Salmons, along with the Chickasaw County Attorney's Office, to initiate, file, and follow through with litigation regarding obligation by municipal entities to fund ambulance services against the Chickasaw County Ambulance Council and the cities that are members of the Chickasaw County Ambulance Council for Petition of Writ of Mandamus and Petition for Equitable Restitution and for further claims deemed appropriate by legal counsel, and for appeal, if necessary. Discussion followed. Roll Call: Ayes: Zoll, Byrne, Tilkes, and Hackman. Abstain: Geerts. Motion Carried.

Motion by Geerts, Seconded by Byrne to move that Chickasaw County not withdraw from the Chickasaw County Ambulance Council. Discussion followed. Roll Call: Ayes: Geerts, Byrne, Zoll, Tilkes, and Hackman. Motion Carried.

The Board received a Statement of Understanding from Northeast Iowa, EMS Inc. d/b/a as Chickasaw Ambulance Services to review. The Statement of Understanding is for two years: the first year is in the amount of \$165,000 and the second year is in the amount of \$195,000.

The Board continued to review the claims.

Motion by Byrne, Seconded by Tilkes to approve the claims. Roll Call: All Ayes. Motion Carried.

Received and filed in the Auditor's Office MMP Short Form for Annual Updates for Bill Palmersheim-Palmersheim Pork Farm (ID #61606) located at 2225 130th Street, New Hampton, IA 50659.

Motion by Geerts, Seconded by Tilkes to adjourn at 2:09 PM. Roll Call: All Ayes. Motion Carried.

The Board convened on Thursday, June 13, 2019, at 7:30 am for Special Board Meeting with all the members present: Byrne, Zoll, Tilkes, Geerts, and Hackman. The meeting was called to order by Chairman Hackman. Also present were Jeremy McGrath, Kevin Kennedy, Ryan Shawver, Deb Larsen, Jennifer Schwickerath, Martin Hemann, Mark Huegel, Nate Schwickerath, and Kellan Heavican,- KCZE/The Bull.

Motion by Byrne, Seconded by Geerts to approve the agenda. Roll Call: All Ayes. Motion Carried.

The Board reviewed, discussed, and considered the Statement of Understanding between Chickasaw County and Northeast Iowa, EMS Inc. d/b/a as Chickasaw Ambulance Services beginning July 1, 2019 through June 30, 2021.

Supervisor Hackman discussed with the Jeremy the claim process in the Auditor's Office.

Supervisor Hackman asked Jennifer that he had a question over the night. The original contract that was presented to us by the Ambulance Council is that nothing at this point. This is the only contract then if we agree to it today. County Attorney Jennifer Schwickerath responded "Yes, that would be it. If we agree to it at this time right. This sis allows for uninterrupted service and then the intent is to continue to negotiate for something in the future. Supervisor Zoll said the contract if we work it out. County Attorney Jennifer Schwickerath responded "Right." Jeremy McGrath stated that he and Nate Schwickerath have discussed the process of the next contract to start possibly working on it at a month or two. Supervisor Hackman responded that would be up the ambulance council right, Jennifer, or is that up to the us. County Attorney Jennifer Schwickerath responded "Well I think either party could work on it." Supervisor Hackman responded "So for today guys we are looking at the Statement of Understanding. I think the language is potentially okay everybody. "

Discussion regarding funding the ambulance contract. The County Budget for FY (2019-2020) would be amended in July, 2019 first and adopted by the Board and the money would be coming from the ending fund balances in the two funds as follows: The first year (FY 2019-2020) of the contract in the amount of \$165,000 would be as follows: 50% from the Local Option Sales and Services Tax from the County Betterment Fund in the amount of \$82,500.00 and the balance would be Rural Services Basic Ending fund balance. The second year (FY 2020-2021) of the contract in the amount of \$195,000 would be the following options and determined at budget time by the Board of Supervisors-1. Combination of using the local option sales and services tax-County Betterment and Rural Services Basic. 2. Rural Services Basic or 3. County Betterment Fund.

Motion by Zoll , Seconded by Byrne to approve the Statement of Understanding between Chickasaw County and Northeast Iowa, EMS Inc. d/b/a as Chickasaw Ambulance Services beginning July 1, 2019 through June 30, 2021 and authorize Chairman Signature. Roll Call: Ayes: Zoll, Byrne, Tilkes (Statement that I hope the cities realizes that the rural people are doing to keep this thing going) Geerts (reluntily) and Hackman (protesting due to the funding mechanism). Motion Carried.

Motion by Geerts, Seconded by Tilkes to adjourn at 7:44 AM. Roll Call: All Ayes. Motion Carried.

Jacob Hackman, Chairman
Board of Supervisors

ATTEST:

Joan E. Knoll, Auditor