

**COUNTY BOARD MINUTES
JUNE 29, 2020**

The Board convened on Monday, June 29, 2020, at 9:00 AM with all members present Byrne, Geerts, Tilkes, Zoll, and Hackman in the Boardroom located on the second floor of the Courthouse, New Hampton, Iowa. Courthouse is open to the public. The meeting was called to order by Chairman Hackman. Present were Joan Knoll, Mark Huegel, Terry Johnson, Rick Holthaus, and Dave Gorman.

Motion by Tilkes, Seconded by Zoll to approve agenda for June 29, 2020 and table the possible closed session pursuant to Iowa Code Section 21.5(k) as per the County Attorney request. Roll Call: All Ayes. Motion Carried.

Motion by Byrne, Seconded by Zoll to approve Board minutes for June 22 & 23, 2020, as amended. Roll Call: All Ayes. Motion Carried.

Public comment from the Terry Johnson.

David Gorman met with the Board to discuss part-time summer help custodian position. No applications were received for the position. Discussion followed.

Motion by Byrne, Seconded by Geerts to approve extra hours (not to exceed 29 hours per week) for the Part-time Custodian(s) through September 30, 2020 as per the recommendation of the Head Custodian. Roll Call: All Ayes. Motion Carried.

Ray Armel present at 9:11 AM.

David Gorman met with the Board for a departmental update.

Dave Gorman left at 9:34 AM.

Assistant County Attorney met with the Board to approve resolution setting forth the Chickasaw County Board of Supervisors intent to sell and abandon a strip of land 100 feet in width extending over and across the SE ¼ of the SW ¼ of Section 36-T96N, R13W of the 5th PM.

Motion by Tilkes, Seconded by Geerts to approve Resolution No. 06-29-20-57. Roll Call: All Ayes.

Motion Carried. **RESOLUTION NO. 06-29-20-57 A RESOLUTION SETTING FORTH THE CHICKASAW COUNTY BOARD OF SUPERVISORS INTENT TO SELL AND ABANDON: A STRIP OF LAND 100 FEET IN WIDTH EXTENDING OVER AND ACROSS THE SE¼ OF THE SW¼ OF SECTION 36, T96N, R13W OF THE 5TH P.M., CHICKASAW COUNTY, IOWA, SAID STRIP OF LAND BEING 50 FEET IN WIDTH ON EACH SIDE OF THE CENTER LINE OF THE MAIN TRACK (NOW REMOVED) OF THE MINNESOTA AND NORTH WESTERN RAIL ROAD COMPANY (LATER THE CHICAGO GREAT WESTERN RAILWAY COMPANY, NOT THE CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY), AS SAID MAIN TRACK CENTERLINE WAS ORIGINALLY LOCATED AND ESTABLISHED OVER AND ACROSS SAID SECTION 36, TOWNSHIP 96 NORTH, RANGE 13 WEST OF THE FIFTH PRINCIPAL MERIDIAN, EXCEPT: THAT PART OF THE SE¼ OF THE SW¼ DEEDED TO THE STATE OF IOWA AND AS RECORDED IN BOOK 173, PAGES 194-196, OF THE CHICKASAW COUNTY RECORDER'S OFFICE, ALL IN SECTION 36, TOWNSHIP 96 NORTH, RANGE 13 WEST OF THE FIFTH PRINCIPAL MERIDIAN.**

WHEREAS, Chickasaw County owns a strip of land 100 feet in width extending over and across the SE¹/₄ of the SW¹/₄ of Section 36, T96N, R13W of the 5th P.M., Chickasaw County, Iowa, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Minnesota and North Western Rail Road Company (later the Chicago Great Western Railway Company, not the Chicago and North Western Transportation Company), as said main track centerline was originally located and established over and across said Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian, Except: That part of the SE¹/₄ of the SW¹/₄ deeded to the State of Iowa and as recorded in book 173, pages 194-196, of the Chickasaw County Recorder's Office, all in Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian. **WHEREAS**, the said property described herein above is landlocked and there is no easement for ingress or egress. **WHEREAS**, the Board of Supervisors of Chickasaw County, Iowa, has determined that the continued ownership of the above described real estate is a detriment to the citizens of Chickasaw County, Iowa, and **WHEREAS**, the Board of Supervisors of Chickasaw County, Iowa, has determined that it is in the best interests of the citizens of Chickasaw County, Iowa, that the real estate described herein above be abandoned by Chickasaw County for the purpose of sale, and **WHEREAS**, the adjacent landowner, G.C. Farms, Inc. has the only ingress and egress access to the above described property. **WHEREAS**, it is in the best interest of Chickasaw County, Iowa to sell the real estate described as follows: A strip of land 100 feet in width extending over and across the SE¹/₄ of the SW¹/₄ of Section 36, T96N, R13W of the 5th P.M., Chickasaw County, Iowa, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Minnesota and North Western Rail Road Company (later the Chicago Great Western Railway Company, not the Chicago and North Western Transportation Company), as said main track centerline was originally located and established over and across said Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian, Except: That part of the SE¹/₄ of the SW¹/₄ deeded to the State of Iowa and as recorded in book 173, pages 194-196, of the Chickasaw County Recorder's Office, all in Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian. **NOW THEREFORE, BE IT HEREBY RESOLVED** by the Chickasaw County Board of Supervisors of Chickasaw County, Iowa: 1. The best interests of Chickasaw County, Iowa, and the citizens thereof require that formal action be taken for the abandonment and sale of a strip of land 100 feet in width extending over and across the SE¹/₄ of the SW¹/₄ of Section 36, T96N, R13W of the 5th P.M., Chickasaw County, Iowa, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Minnesota and North Western Rail Road Company (later the Chicago Great Western Railway Company, not the Chicago and North Western Transportation Company), as said main track centerline was originally located and established over and across said Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian, Except: That part of the SE¹/₄ of the SW¹/₄ deeded to the State of Iowa and as recorded in book 173, pages 194-196, of the Chickasaw County Recorder's Office, all in Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian. 2. That the abandonment and sale of said property described in Paragraph 1 above, be completed with the sale of said property immediately after a public hearing by auction to those people that have expressed a written interest in purchasing the same property. 3. That the property subject to this abandonment and sale be sold pursuant to the legal description provided for herein. That the buyer of said property shall be responsible for any survey at buyer's expense if any discrepancy, dispute, or concern of any nature regarding the property being subject to this sale at the present time or any further time exists. Additionally, the costs of obtaining or continuing an abstract of title to said property, as well as closing costs including but not limited to, attorney's fees, recording fees and abstracting fees, will be at the expense of the buyer. 4. THAT THE BUYER IS PURCHASING SAID PROPERTY "AS IS". 5. That a public hearing on the proposed abandonment and sale of said property legally described as a strip of land 100 feet in width extending over and across the SE¹/₄ of the SW¹/₄ of Section 36, T96N, R13W of the 5th P.M., Chickasaw County, Iowa, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Minnesota and North Western Rail Road Company (later the Chicago Great Western Railway Company, not the Chicago and North Western Transportation Company), as said main track centerline was originally located and established over and across said Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian, Except: That part of the SE¹/₄ of the SW¹/₄ deeded to the

State of Iowa and as recorded in book 173, pages 194-196, of the Chickasaw County Recorder's Office, all in Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian shall be held in the boardroom of the Chickasaw County Supervisors at the Chickasaw County Courthouse in New Hampton, Chickasaw County, Iowa at 9:15 o'clock a.m. on the 13th day of July, 2020. That at said public hearing, any citizen having objections to said abandonment and sale may appear and make his or her objections known and any citizen wishing to make objections in writing may do so by filing the same with the Chickasaw County Auditor at the Chickasaw County Auditor's Office in New Hampton, Chickasaw County, Iowa, any time prior to 4:00 o'clock p.m. on the 10th day of July, 2020. 6. That the Chickasaw County Chairman of the Board of Supervisors and the Chickasaw County Auditor be directed to sign all the appropriate documents to transfer said real estate pursuant to the sale and abandonment of the property described herein above. 7. That the legal notice to be published shall be identical to that attached to this Resolution marked Exhibit "A". Exhibit "A" is incorporated herein as though set forth verbatim. DONE THIS 29th DAY OF JUNE 2020, BY THE CHICKASAW COUNTY BOARD OF SUPERVISORS, CHICKASAW COUNTY, IOWA AT A MEETING HELD AT 9:15 O'CLOCK A.M. ON SAID DATE.

AYES: /ss/ Jacob Hackman, Chairman, Board of Supervisors, Jason Byrne, Steve Geerts, David Tilkes, Tim Zoll. NAYS: None. ATTEST: /ss/ Joan E. Knoll, Chickasaw County Auditor "EXHIBIT A"

NOTICE OF ABANDONMENT AND SALE OF PROPERTY OWNED BY CHICKASAW COUNTY TO: ALL RESIDENTS OF CHICKASAW COUNTY, IOWA YOU AND EACH OF YOU ARE HEREBY NOTIFIED that at a meeting held on June 29, 2020, the Chickasaw County Board of Supervisors passed Resolution No. 06-29-20-57, giving notice of its intent to consider the abandonment and sale of a strip of land 100 feet in width extending over and across the SE¹/₄ of the SW¹/₄ of Section 36, T96N, R13W of the 5th P.M., Chickasaw County, Iowa, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Minnesota and North Western Rail Road Company (later the Chicago Great Western Railway Company, not the Chicago and North Western Transportation Company), as said main track centerline was originally located and established over and across said Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian, Except: That part of the SE¹/₄ of the SW¹/₄ deeded to the State of Iowa and as recorded in book 173, pages 194-196, of the Chickasaw County Recorder's Office, all in Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian. A public hearing on the acceptance of this sale will be held at 9:15 a.m. on July 13, 2020 in the Board of Supervisors Room at the Chickasaw County Courthouse, New Hampton, Iowa. Written objections to the abandonment and sale of a strip of land 100 feet in width extending over and across the SE¹/₄ of the SW¹/₄ of Section 36, T96N, R13W of the 5th P.M., Chickasaw County, Iowa, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Minnesota and North Western Rail Road Company (later the Chicago Great Western Railway Company, not the Chicago and North Western Transportation Company), as said main track centerline was originally located and established over and across said Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian, Except: That part of the SE¹/₄ of the SW¹/₄ deeded to the State of Iowa and as recorded in book 173, pages 194-196, of the Chickasaw County Recorder's Office, all in Section 36, Township 96 North, Range 13 West of the Fifth Principal Meridian may be filed with the Chickasaw County Auditor on or before July 10, 2020 at 4:00 p.m. Signed at New Hampton, Iowa on this 29th day of June 2020. /ss/ Jacob Hackman, Chairman Board of Supervisors ATTEST: /ss/ Joan E. Knoll, Chickasaw County Auditor

Ray Armel left at 9:27 AM.

The Board also discussed the Memorandum of Understanding between Board of Supervisors and Operation Threshold-WIC program for the use of the Conference Room at the Community Services Building. Discussion followed. It was the consensus of the Board to have the County Attorney's Office review the Memorandum of Understanding and update the Board.

Mark Huegel left at 9:34 AM.

County Attorney Jennifer Schwickerath via electronically met with the Board for an update on the Assistant County Attorney's position. Jennifer Schwickerath informed the Board that job posting was extended as requested but no new applicants. Ms. Schwickerath did interview the first applicant by telephone and in person. Discussion followed.

Motion by Geerts, Seconded by Byrne to offer the Part-Time Attorney's position to Joseph Gray at an annual salary of \$60,000.00 contingent to passing the bar exam and being admitted as per the recommendation of the County Attorney. Roll Call: All Ayes. Motion Carried.

Jennifer Schwickerath also gave the Board a departmental update.

Update on the Radio Communications Project. Mr. Hackman informed the Board that the document was prepared by the Project Manager Jeff Bernatz. The Board discussed a proposed agreement to store radio communication equipment at the fire station located at 403 S. Linn and insurance coverage. City of New Hampton Attorney Kevin Kennedy requested specific language to be added to the agreement so that the agreement can be reviewed by the New Hampton City Council at the next Council meeting. It was the consensus of the Board to have the County Attorney's Office review the proposed agreement and make all the necessary revisions to the agreement for all parties to review and sign.

Shirley Troyna and Dusten Rolando present at 10:03 AM.

Jennifer Schwickerath left at 10:09 AM.

Update on the Coronavirus-COVID 19.

Shirley Troyna left at 10:20 AM.

The Board discussed the medical examiner position. The position would be effective July 1, 2020-December 31, 2020.

Motion by Tilkes, Seconded by Geerts to appoint Dr. Jack Kline as Chief Medical Examiner effective July 1, 2020 - December 31, 2020. Roll Call: All Ayes. Motion Carried.

The Board also discussed the Board of Health Member position. This position would be effective July 1, 2020 - December 31, 2020.

Motion by Tilkes, Seconded by Byrne to appoint Dr. Jack Kline as a Board of Health member effective July 1, 2020- December 31, 2020. Roll Call: All Ayes. Motion Carried.

Terry Johnson left at 10:35 AM.

Dusten Rolando met with the Board to discuss departmental activities.

Motion by Byrne, Seconded by Tilkes to approve right of way contract with Jason Rich and Katherine Rich for project BRS-SWAP-2650(603)-FF-19 bridge replacement on v-48 north of Fredericksburg as per the recommendation of the County Engineer. Roll Call: All Ayes. Motion Carried.

Motion by Byrne, Seconded by Geerts to give permission to enter premises agreement for Project BRS-SWAP-2650(03) with Ronald Brown, Debra Lynn Brown, and City of Fredericksburg as per the recommendation of the County Engineer. Roll Call: All Ayes. Motion Carried.

Motion by Tilkes, Seconded by Geerts to approve resolution to change bridge posting for Bridge #112530 as per the recommendation of the County Engineer. Roll Call: All Ayes. Motion Carried.

RESOLUTION 06-29-20-58 WHEREAS, Chickasaw County completes an inspection of all bridges and structures on the Secondary Road System of Chickasaw County and WHEREAS, part of this inspection involves the recalculation of the safe load capacity of any structure showing remarkable deterioration of the structural components of that structure and WHEREAS, that structural evaluation has resulted in the recommendation to reduce the safe load capacity that can be supported by certain structures, NOW, THEREFORE BE IT RESOLVED by the Chickasaw County Board of Supervisors on this 29th day of June, 2020 as provided in Sections 321.471, 321.472, and 321.473, Code of Iowa to erect and/or maintain weight limit signs in advance of the following bridges located on the Local Secondary Road System as follows:

Bridge No.	Location	Multiple Posting
112530	S7, T96N, R13W	"7 TONS"

Passed and approved this 29th day of June 2020. BOARD OF SUPERVISORS, Chickasaw County, Iowa /ss/ Jacob Hackman, Tim Zoll, Steve Geerts, Jason Byrne, David Tilkes. ATTEST: /ss/ Joan E. Knoll, Chickasaw County Auditor

Mark Huegel present at 10:34 AM.

The Board discussed and reviewed the request for proposals for union negotiations. Board Minutes in part dated April 6, 2020.

Motion by Byrne, Seconded by Geerts to table the Request for Proposals for Union Negotiations until further clarification and research is completed. Roll Call: All Ayes. Motion Carried.

Katy Kuehn present at 11:00 AM.

Veterans Affairs Commission Board member Katy Kuehn met with the Board to discuss the Chickasaw County Veteran's Affairs Commission Board members. Ms. Kuehn informed the Board that there were four applicants. Discussion followed.

Motion by Tilkes, Seconded by Geerts to re-appoint Katy Kuehn to the Veterans Affairs Commission Board Member effective July 1, 2020 for a three-year term ending June 30, 2023. Roll Call: All Ayes. Motion Carried.

Motion by Byrne, Seconded by Geerts to appoint Richard Kottke to the Veterans Affairs Commission Board Member effective July 1, 2020 for a three-year term ending June 30, 2023. Roll Call: All Ayes. Motion Carried.

Katy Kuehn left at 11:09 AM.

The Board received two sealed bids for the 12 used juror-Courthouse-Courtroom. Chairman Hackman opened the sealed bids. One bid received from Ron Flick for 2 used juror chairs at \$30.00 each and the other bid was from William (Bill) Prouty at \$10.00 each.

Motion by Byrne, Seconded by Zoll to sell 2 used juror chair to Ron Flick at \$30.00 each for a total of \$60.00 and William (Bill) Prouty for 10 used juror chairs (remainder) at \$10.00 each for a total of \$100.00 and chairs removed from the premises by the end of the week.. Roll Call: Ayes: Byrne, Zoll, Geerts, and Tilkes. Abstain: Hackman. Motion Carried.

Update on the radio communication project. Discussion on the transfer of ownership agreements with the various entities and lease agreement with the ambulance. Discussion on radio communication equipment claims as per contracts.

Motion by Tilkes, Seconded by Byrne to have the County Attorney's Office prepare the draft transfer of ownership agreement with the various entities for the radio communication equipment. Roll Call: All Ayes. Motion Carried.

Motion by Tilkes, Seconded by Zoll to have the County Attorney's Office prepare the draft lease agreement with the Chickasaw Ambulance Service (privately-owned) for the radio communication equipment: Roll Call: All Ayes. Motion Carried.

Mark Huegel left at 11:49 AM.

Dusten Rolando left at 11:50 AM.

No updates on the building/renovation project at 516 South Linn Avenue.

Received and filed in the Auditor's Office MMP Short Form for Annual Update for C & N Livestock Farms LLC -Zeien-East (ID#65457) located at 1849 180th Street, New Hampton, IA 50659.

Received and filed in the Auditor's Office MMP Short Form for Annual Update for 3 G Hogs LLC-Zeien West (ID #65458) located in 1728 180th Street, New Hampton, IA 50659.

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

Supervisor Geerts gave the Board an update on the Veterans Affairs meeting held on June 24, 2020.

Supervisor Zoll gave the Board an update on the First Judicial District Department of Correctional Services on June 26, 2020.

Supervisor Hackman gave the Board an update on the County Social Services (CSS) meeting held on June 24, 2020.

Received and filed in the Auditor's Office MMP Short Form for Annual Update for Dale Reicks-Ashwood Creek LLC (ID #66837) located at 1048 Odessa Avenue, New Hampton, IA 50659.

Received and filed in the Auditor's Office MMP Short Form for Annual Update for Bruce Buchheit-Arlene's Site (ID #67901) located at 1272 Union Avenue, Lawler, IA 52154-9452.

Received and filed in the Auditor's Office MMP Short Form for Annual Update for Bruce Buchheit-Bruce Buchheit Farm (ID #57704) located at 1090 Stevens Avenue, Lawler, IA 52154.

Motion by Byrne, Seconded by Tilkes to adjourn at 12:15 PM. Roll Call: All Ayes. Motion Carried.

Jacob Hackman, Chairman
Board of Supervisors

ATTEST:

Joan E. Knoll, Auditor