

**COUNTY BOARD MINUTES**  
**JANUARY 4<sup>TH</sup> & 5<sup>TH</sup>, 2021**

The Board convened on Monday, January 4<sup>th</sup>, 2021, at 9:00 AM with all members present Byrne, Zoll, Kuhn, Holthaus, and Hackman in the Boardroom located on the second floor of the Courthouse, New Hampton, Iowa. The meeting was called to order by Chairman Hackman. Present were Stephanie Mashek, Shirley Troyna, and Bob Fenske, member of the media. Call in Jeff Bernatz, Jeremy McGrath, David Tilkes, Jennifer Schwickerath, and Melissa Bierman.

Motion by Byrne, Seconded by Kuhn to approve agenda for January 4<sup>th</sup> and 5<sup>th</sup>, 2021. Roll Call: All Ayes. Motion Carried.

Motion by Byrne, Seconded by Kuhn to approve Board minutes for December 28 & 31, 2020. Roll Call: All Ayes. Motion Carried.

Dusty Rolando present at 9:05 AM.

Ray Armell present at 9:10 AM.

Martin Hemann, Cole Tweten, and Sue Breitbach present at 9:11 AM.

No Public Comment

Chairman Hackman took nominations from the floor for 2021 Chairperson. Kuhn made a motion to nominate Rick Holthaus as chairperson. Zoll made a motion to nominate Jacob Hackman as chairperson. Zoll made a motion to cease nominations, Seconded by Byrne. Holthaus for Chairperson Roll Call: Ayes- Byrne, Kuhn, and Holthaus. Nays- Hackman and Zoll. Motion Carried.

Request by Zoll for Auditor to Roll Call to appoint Hackman as Chairperson. Roll Call: Ayes- Zoll and Hackman. Nays: Kuhn, Holthaus, and Byrne.

Motion by Byrne to nominate Matt Kuhn for Vice-Chair. Holthaus made a motion to cease nominations. Roll call: Ayes- Byrne, Holthaus, and Kuhn. Nays: Hackman and Zoll. Motion Carried.

Sue Breitbach and Shirley Troyna recommend Ray Armel to be the HIPPA Compliance Officer. Zoll motioned to approve Ray Armel for HIPPA Compliance Officer and to revisit on July 1, 2021. Byrne seconded. Roll Call: All Ayes. Motion Carried.

Motion by Hackman for the new hire of Cole Tweten to the Chickasaw County Sheriff's Office effective January 11, 2021. Seconded by Byrne. Roll Call: All Ayes. Motion Carried.

Motion by Byrne to approve, Seconded by Hackman to adopt and authorize Chairman signature on the 2021 Master Matrix Resolution. Roll Call: All Ayes. Motion Carried. RESOLUTION NO. 01-04-21-01 CONSTRUCTION EVALUATION RESOLUTION WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed

confinement feeding operation structure received by the board of supervisors between February 1, 2021 and January 31, 2022 and submit an adopted recommendation regarding that application to the DNR; and WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix; NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF CHICKASAW COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3). /ss/ Rick Holthaus, Chair, Board of Supervisors. Date: January 4, 2021. ATTEST: /ss/ Stephanie A. Mashek, County Auditor. Date: January 4, 2021.

Motion by Hackman, Seconded by Byrne to approve Resolution 01-04-21-02 Prior Payment of Bills. Roll Call: Motions: All Ayes. Motion Carried. **RESOLUTION NO. 01-04-21-02 PRIOR PAYMENT OF BILLS** WHEREAS, at certain times it is necessary to pay bills prior to an official Board of Supervisors meeting in order to allow for the efficient operation of county government. BE IT HEREBY RESOLVED by the Board of Supervisors of Chickasaw County, Iowa, that the County Auditor is authorized to issue warrants when said Board is not in session for the following purposes provided for in Iowa Code Section 331.506(3) and that all bills paid pursuant to this resolution shall be reviewed by the Board of Supervisors at the first meeting following such payments. 1. For the fixed charges including, but not limited to, freight, express, postage, water, lights, telephone service or contractual services previously approved by the Board of Supervisors, after a bill is filed with the Auditor. 2. For salaries and payrolls if the compensation has been fixed or approved by the Board of Supervisors, under whose direction or supervision the compensation is earned. PASSED AND APPROVED this 4<sup>th</sup> day of January 2021. AYES: /ss Rick Holthaus, Tim Zoll, Jason Byrne, Matt Kuhn, and Jacob Hackman. Nays: None. ATTEST: /ss/ Stephanie A. Mashek, Chickasaw County Auditor

Motion by Zoll, Seconded by Hackman to designate the official county newspaper as follows: New Hampton Tribune and Nashua Reporter. Roll Call: All Ayes. Motion Carried. Official board minutes are available on the Chickasaw County website and the Code of Iowa Section 349.

Motion by Hackman, Seconded by Kuhn for meetings to be held on Mondays at 9 AM and any other days as needed. Roll Call: All Ayes. Motion Carried.

Motion by Zoll, Seconded by Kuhn for 48 cents per mile for 2021 mileage reimbursement and a \$20 per diem regardless of within county limits or outside. Zoll motioned for the chair for roll call. Roll Call: Ayes: Zoll. Nays: Byrne, Hackman, Holthaus, and Kuhn. Motion Failed.

Motion by Hackman for \$0.46 cents per mile for 2021 and to set per diem reimbursement rate not to exceed \$25.00 for outside of Chickasaw County. Roll Call: Ayes: Hackman, Byrne, Kuhn, and Holthaus. Nays: Zoll. Motion Carried.

Motion by Hackman, Seconded by Byrne for the rates of civil and fee schedule for 2021 as amended. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Seconded by Zoll to appointment Dr. Jack Kline as Chief Medical Examiner (Term ending December 31, 2021) and all other physicians for deputy examiners for 2021. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Seconded by Kuhn to appoint Toni Friedrich, Jeff Bernatz, and James Cook as the Medical Examiner Investigators. Roll Call: All Ayes. Motion Carried.

Motion by Zoll, Seconded by Byrne to appointment Dusty Rolando as County Engineer. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Seconded by Byrne for Melissa Bierman to be the Veterans Affairs Director. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Seconded by Kuhn for Eminent Domain Compensation commission on the list that will be on file at the Chickasaw County Auditor's office. Roll Call: All Ayes. Motion Carried.

Motion by Byrne, Seconded by Hackman to appoint Brian Moore as Weed Commissioner. Roll Call: All Ayes. Motion Carried.

Dusty Rolando left at 10:12 AM.

Motion by Hackman, Seconded by Byrne to appoint JoAnne Myrsiades as Conservation Board member for District One for a five-year term beginning January 1, 2021 to December 31, 2026. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Seconded by Zoll to appoint Dr. Jack Kline to the Board of Health for a three-year term beginning January 1, 2021 to December 31, 2024. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Seconded by Zoll to appoint James Cook for the Board of Health for a three-year term effective January 4, 2021 to December 31, 2024. Roll Call: Ayes: Zoll, Hackman Nays: Byrne, Kuhn, and Holthaus. Motion Failed.

Motion by Hackman, Seconded by Byrne for the appointment of Steve Kuennen and Diane Murphy to the Chickasaw County Pioneer Cemetery Commission Board Member for a three-year term effective January 4, 2021 to December 31, 2024. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Seconded by Kuhn to acknowledge the appointment of Deputy Auditor, Donna Geerts, and Deputy of Elections, Laura Wickham, who were sworn in on December 31<sup>st</sup>, 2020. Roll Calls: All Ayes. Motion Carried.

Motion by Byrne, Seconded by Zoll to adopt the County Engineer's Resolution. Roll Call: All Ayes. Motion Carried. RESOLUTION 01-04-21-03 WHEREAS, unforeseen weather conditions do frequently damage the Chickasaw County Secondary Roads, thereby creating situations that are hazardous to the traveling public, and WHEREAS, damages arising from accidents and other actions by others, create hazardous conditions on the Secondary Roads that can result in damage or injury to the traveling public, and WHEREAS, the above actions may occur anytime, day or night, it is therefore, determined to be in the best interests of the COUNTY and the traveling public that certain individuals be given the responsibility of being available on a 24 hour basis so that immediate response can be made to accomplish temporary repair or installation of warning devices as to inform the traveling public of the conditions. Persons so designated shall be authorized to take vehicles, communications, and other equipment to their residences during times other than normal working hours. Vehicles and other equipment are to be used for official purposes only. Vote thereon was: Ayes: Holthaus, Byrnes, and Zoll. Nay: Hackman and Kuhn. Motion Carried and Resolution adopted this 4th day of January 2021. Chickasaw County Board of Supervisors. /ss/ Rick Holthaus, Jacob Hackman, Tim Zoll, Matt Kuhn and Jason Byrne. ATTEST: /ss/ Stephanie A. Mashek, Chickasaw County Auditor

Motion by Hackman, Seconded by Zoll to complete the necessary paperwork to fill out the Iowa Solid Waste Program Environmental Covenant by Brian Moore. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Second by Byrne for Chairperson Holthaus to be authorized to sign all documents for Farm Services Agency. Roll Call: All Ayes. Motion Carried.

Motion by Hackman for 2021 appointments listed. Seconded by Kuhn. Zoll motioned the Chair to call for a vote. Roll Call: All Ayes. Motion Carried.

**911 Chairperson: Matt Kuhn and Jacob Hackman as Alternate**

**Emergency Management Commission: Matt Kuhn and Jacob Hackman as Alternate**

**Ambulance Council: Jacob Hackman and Tim Zoll as Alternate.**

**Chickasaw County Child Abuse and Prevention Council: Pastor Kevin Frey and Jacob Hackman as Alternate**

**Eastern Iowa Tourism Association: Jason Speltz and Rick Holthaus as Alternate**

**First Judicial District Department of Correctional Services: Tim Zoll and Jason Byrne as Alternate**

**Floyd-Mitchell-Chickasaw Decatoratorization Board: Jacob Hackman**

**Floyd-Mitchell-Chickasaw County Landfill: Tim Zoll and Rick Holthaus as Alternate**

**F-M-C Community Empowerment Board/ F-M-C Early Child of Iowa: Tim Zoll and Jason Byrne as Alternate**

**County Social Services: Jacob Hackman and Jason Byrne as Alternate**

**Heartland Insurance Risk Pool 28-E Agreement Representative: Tim Zoll and Rick Holthaus as Alternate**

**Iowa Governmental Health Care Plan Board (IGHCP) Representative: Jason Byrne and Rick Holthaus as Alternate**

**INRCOG Regional Transit: Matt Kuhn**

**INRCOG TEA 23: Matt Kuhn**

**Iowa Northland Regional Council of Governments: Matt Kuhn**

**Iowa Northland Regional Housing Council: Matt Kuhn**

**Iowa Northland Regional Housing Authority: Matt Kuhn**

**Juvenile Detention First and Second Judicial District 28-E Agreement: Jason Byrne and Tim Zoll as Alternate**

**Liaison Local Board of Health Member: No appointment made**

**Liaison Veterans Affairs Commission Member: No appointment made**

**Liaison Conservation Board Member: No appointment made**

**Northeast Iowa Community Action Program: Rick Holthaus and Jason Byrne as Alternate**

**Pathways & Cedar Valley Mental Health: Jacob Hackman and Reed Palo as Alternate**

**Resource Enhancement and Protection: Jacob Hackman and Tim Zoll as Alternate**

**Turkey River Watershed Project: Jason Byrne and Rick Holthaus as Alternate**

**Cedar River Watershed Project: Matt Kuhn and Rick Holthaus as Alternate**

**Upper Wapsipinicon River Watershed Project: Matt Kuhn and Jacob Hackman as Alternate**

**Northeast Iowa Resource, Conservation & Development: Jason Byrne and Jacob Hackman as Alternate**

**Cedar Valley Resource, Conservation & Development: Tim Zoll and Rick Holthaus as Alternate**

**Northeast Iowa Response Group: Jeff Bernatz and Matt Kuhn as Alternate**

**Workforce Development: Jason Byrne**

**Courthouse Security Committee: Matt Kuhn**

Hackman motioned, Seconded by Byrne to appoint the custodians of the following buildings in compliance with the Code of Iowa: Courthouse, Auditor under the direction of the Supervisors. Community Services Building: Supervisors and Auditor. Law Enforcement Buildings: Supervisors and Sheriff. Heritage Residence: Supervisors. Chickasaw County Services Buildings: Supervisors. 516 S. Linn Avenue: Supervisors. Roll Call: All Ayes. Motion Carried.

#### ADJOURNMENT

Kuhn motions to adjourn at 12:02 pm. Seconded by Zoll. Roll Call: All Ayes. Motion Carried.

The Board convened on Monday, January 5<sup>th</sup>, 2021, at 9:00 AM with all members present Byrne, Zoll, Kuhn, Holthaus, and Hackman in the Boardroom located on the second floor of the Courthouse, New Hampton, Iowa. The meeting was called to order by Chairman Hackman. Present were Stephanie Mashek.

9:00 AM CONVENE

Hackman made the Board aware that Mr. Galloway's appointment for January 5<sup>th</sup>, 2021 has been postponed.

9:09 AM Mary McKinnell present via phone

9:10 AM Mary McKinnel, CEO with CSS provided updates.

Mary McKinnell left meeting at 9:15 AM.

Sheriff Hemann, Mike Kennedy, and Bob Fenske, member of media present at 9:15 AM.

Shirley Troyna present at 9:21 AM.

SueEllen Kolbet is present at 9:28 AM via phone.

Ray Armell and Sue Breitbach present at 9:29 AM.

9:30 AM SueEllen Kolbet presented the recommendation from the Board of Compensation to the Board of Supervisors.

Motion by Byrne to reduce the recommendations from the board of compensation by 50% (3% for elected officials and 4% for Sheriff). Seconded by Kuhn. Hackman motioned for a vote. Roll Call: Ayes- Byrne and Holthaus Nays-Kuhn, Hackman, Zoll. Motion failed.

Hackman motioned to decrease the Board of Compensations recommendation by 60% (2.4% for elected officials and 3.2% for Sheriff). Seconded by Byrne. Hackman amended his first motion to decrease the Board of Compensations recommendation by 75% (1.50% for elected officials and 2.00% for Sheriff). Seconded by Zoll. Roll Call: Aye- Hackman, Zoll Nays- Byrne, Kuhn, and Holthaus. Motion Failed.

Hackman's original motion to decrease the Board of Compensations recommendation by 60% from the board of compensations. Roll call: Ayes- Byrne, Holthaus Nays- Hackman, Zoll, Kuhn. Motion failed.

Kuhn makes a motion to decrease by 55% from the board of compensation recommendation (2.70% for elected officials and 3.60% for Sheriff). Seconded by Byrnes. Roll Call: Ayes- Kuhn, Byrne, Holthaus. Nays- Hackman and Zoll. Motion passed.

SueEllen Kolbet left at 9:35 AM.

Sue Breitbach, Shirley Troyna, Sheriff Hemann, and Bob Fenske, member of media left at 10:05 AM.

Motion by Hackman to approve claims equaling \$21,383.08. Seconded by Byrne. Roll Call: All Ayes Motion carried.

#### ADJOURNMENT

Motioned by Zoll, Seconded by Hackman to adjourn at 10:45 AM. Roll Call: All Ayes. Motion Carried.

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Rick Holthaus, Chairman  
Board of Supervisors

ATTEST:

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Stephanie Mashek, Auditor

