

**CHICKASAW COUNTY**  
**April 19<sup>th</sup>, 2021**

The Board convened on Monday, April 19<sup>th</sup>, 2021, at 9:00 AM with all members present Byrne, Zoll, Holthaus, Kuhn and Hackman in the Boardroom located on the second floor of the Courthouse, New Hampton, Iowa. The meeting was called to order by Chairman Holthaus. Present were Stephanie Mashek, Auditor, Jeff Bernatz, Jim Cook, Doreen Cook, Terry Johnson, Diane Murphy, Syvilla Hewitt, Tim Deeny, Chuck Stanton, Brad Quirk and Terry Denner.

Chairperson Holthaus provided each board member with a copy of the Original Notice, Petition at Law and Jury Demand filed in Chickasaw County Case Number LACV004210.

9:05 AM Public Comment made by Hackman regarding the Tribune Article on the Ambulance Service.

Motion by Hackman, Second by Kuhn to approve the agenda for April 19, 2021. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Second by Byrne to approve the minutes from April 12<sup>th</sup>, 2021. Roll Call: All Ayes. Motion Carried.

Sue Breitbach present at 9:10 AM.

9:15 AM Opened and reviewed bids from the Electrical Upgrade to the Sheriff's building for the Radio Communication Tower Project. Bids were as follows: Stanton Electric bid was \$17,385.00. New Hampton Electric \$11,796.80.

Motion by Hackman, Second by Kuhn to accept the bid from New Hampton Electric in the amount of \$11,796.80 to upgrade the Sheriff's building for the Radio Communication Tower Project. Roll Call: Ayes-Hackman, Kuhn, Byrne, Zoll, and Holthaus. Motion Carried.

Discussed what information is still needed to provide the County Attorney to draft a 28E Agreement with the Ambulance Service Provider. Bernatz and Hackman will gather the necessary information.

9:20 AM Sue Breitbach presented the Quarterly Report from the Treasurer's Office and the Resolution for Postponement of Tax Sale under Iowa Code Chapter 446.7.

Stanton and Quirk left at 9:20 AM.

Motion by Hackman, Second by Zoll to approve Quarterly Report from the Treasurer's Office ending March 31, 2021 as presented. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Second by Byrne to approve Resolution 4-19-21-19 for Postponement of Tax Sale under Iowa Code Chapter 446.7. Roll Call: Ayes-Hackman, Byrne, Kuhn, Zoll, and Holthaus. Motion Carried. **RESOLUTION # 4-19-21-19 RESOLUTION FOR POSTPONEMENT OF TAX SALE UNDER IOWA CODE CHAPTER 446.7 WHEREAS**, on March 9, 2020, Iowa Governor Kim Reynolds issued a Proclamation of Disaster Emergency declaring a State of Public Health Disaster Emergency existed throughout the entire state of Iowa due to the global pandemic referred to as COVID-19. **WHEREAS**, between April 24, 2020 and July 24, 2020, Governor Reynolds issued Public Health Proclamations in response to the COVID-19 pandemic which suspended the regulatory provisions of Iowa Code Section 446.7: and **WHEREAS**, Iowa Code Section 446.7 requires the Chickasaw County Treasurer's Office to offer for public sale all parcels on which taxes are delinquent on the third Monday in June annually; and **WHEREAS**, Iowa Code Section 446.7 requires that if for good cause the tax sale cannot be held on the third Monday in June, the treasurer may designate a different date in June for the sale; and **WHEREAS**, as a result of the Public Health Proclamations suspending the regulatory provisions of Iowa Code Section 446.7, the Chickasaw County Treasurer was unable to hold a tax sale at any time in June of 2020; and **WHEREAS**, the Public Health Proclamation suspending the regulatory provisions of Iowa Code Section 446.7 expired on July 31, 2020; and **WHEREAS**, Iowa Code Section 446.28 requires the Chickasaw County Treasurer to hold the tax sale on the third Monday of the next succeeding month in which the required notice can be given if the tax sale is not able to be held in June; and **WHEREAS**, as of August 21, 2020, Governor Reynolds issued a Public Health Proclamation finding that a State of Public Health Disaster Emergency continues to exist throughout the State of Iowa and will remain in effect through at least September 20, 2020, and **WHEREAS**, the Chickasaw County Treasurer has found good cause to delay the tax sale due to financial distress to Chickasaw County residents due to the COVID-19 pandemic. **NOW, THEREFORE, BE IT RESOLVED** as follows: In conjunction with the Chickasaw County Treasurer's Office, the Chickasaw County Board of Supervisors finds that good cause exists to delay the Chickasaw County Tax Sale to April 2021 due to the ongoing COVID-19 pandemic. Prior to sending out the required notices for the April tax sale, the Chickasaw County Treasurer shall re-evaluate its good cause determination and inform the Board of Supervisors of its findings. Nothing in this Resolution shall be interpreted to relieve delinquent property tax owners of the responsibility to pay the delinquent taxes, penalties, fees, and interest that were due and accrue as otherwise provided by law, nor will this provision affect other legal processes that may be available to collect these delinquent taxes, penalties, fees, and interest. Nothing in this Resolution shall be interpreted to prevent the Chickasaw County Treasurer from

offering any property with delinquent taxes for sale upon the next available tax sale date. CHICKASAW COUNTY BOARD OF SUPERVISORS: /ss/Rick Holthaus, Chairman of the Board of Supervisors 04/19/2021 RECOMMENDED FOR APPROVAL: /ss/ Sue Breitbach, Chickasaw County Treasurer 04/19/2021

Breitbach left at 9:32 AM.

Dave Gorman present at 9:37 AM.

Denner left at 9:40 AM.

Motion by Hackman, Second by Byrne to advertise for a Medical Examiner Investigator for Chickasaw County. Public Service Announcement for Nashua and New Hampton newspaper. To publish in Fredericksburg newspaper. Applications due on May 14, 2021 at 4:00 PM at the Auditor's Office. Roll Call: All Ayes. Motion Carried.

Board discussed the request from Northeast Iowa Community Action to install a freezer at the CCSB Building located on East Main Street, New Hampton. No Action Taken.

Gorman provided an update on the LEMC building project. Gorman had John Murray from the Chickasaw County Engineer's office to provide a drawing of damaged driveway in front of the garage door to the parking lot.

Joan Knoll present at 10:04 AM.

Gorman left at 10:05 AM.

10:06 AM Jeff Bernatz provided a Radio Communication Tower Update and the electrical upgrade to the Sheriff's building. The LP tank at the FS Building was filled to 85%. Kuhn will follow up with AgVantage on the LP refill.

American Rescue Plan Act offers path to optional extension with no Action Taken.

Motion by Hackman, Second by Byrne to approve the \$25,000 bond amount to the Benefited Fire District per Statute. Roll Call: All Ayes. Motion Carried.

Sheriff Marty Hemann and Deputy Ryan Shawver present at 10:29 AM.

10:30 AM Sheriff Heman and Deputy Shawver discussed updating the Sheriff's Department Policies and Procedures Manual utilizing Lexipol Solutions.

Motion by Kuhn, Second by Hackman to approve the purchase of \$9,990.00 from Lexipol Solutions Proposal for updating the Chickasaw County Sheriff's Department Policies and Procedures Manual. Roll Call: All Ayes. Motion Carried.

Motion by Hackman, Second by Kuhn to purchase two of the mobile and body worn cameras for a total of \$11,920 from WatchGuard Video per recommendation by Sheriff Hemann. Roll Call: All Ayes. Motion Carried.

Hemann and Shawver left at 10:54 AM.

Lisa Welter and Penny Andorf present at 10:55 AM.

Chair declared a 5-minute recess at 10:54 AM and will reconvene at 11:00 AM.

Ann Knutson present at 10:56 AM.

Reconvened at 11:00 AM with all board members present along with Stephanie Mashek, Auditor, Jeff Bernatz, Jim Cook, Doreen Cook, Terry Johnson, Diane Murphy, Syvilla Hewitt, Joan Knoll, Diane Murphy, Lisa Welter, Penny Andorf, Ann Knutson, and Tim Deeny.

11:00 AM Board of Health

Public Health Director, Welter, provided a department update including COVID-19 vaccines issued to individuals.

Environmental Health update and has tested 159 wells year-to-date. Radon test kits have been sold and Pumper trucks will have inspections coming up in May. Proposal to raise the well permit fees from \$125 to \$175 and the septic permit fees from \$100 to \$250. These rates will go into effect in January 2022. The County Attorney will have to update the two respective ordinances to reflect these changes.

Jeremy McGrath present at 11:10 AM.

Motion by Hackman, Second by Byrne to have the County Attorney draft the amendments to the County Ordinances to reflect the recommended changes by the Board of Health to Ordinance V-2 and V-3. Roll Call: Ayes- Hackman, Byrne, Kuhn, Zoll, and Holthaus. Motion Carried.

Procedural Report was discussed with Public Health Director, Lisa Welter and Board of Health member, Joan Knoll.

Laurie Carolan present at 11:43 AM.  
Andorf left at 11:56 AM.

12:00 PM Ambulance Council update with the Board of Supervisor Direction to Ambulance Council Representative.  
Hackman provided information and addressed concerns regarding the seed money that may only be used for publications, medical contracts, legal and professional fees.

Knoll, Murphy, and Hewitt left at 12:10 PM.

Discussion on a financial/budget consultant position. No Action was Taken.

Donna Geerts present at 1:03 PM.  
Knutson left at 1:03 PM.  
McGrath, J. Cook, D. Cook, Deeny, and Welter left at 1:12 PM.  
Bernatz left at 1:25 PM.  
Carolan left at 1:40 PM.  
Johnson left at 1:45 PM.

Discussed budget amendment for 2020-2021.

Geerts left at 2:02 PM.

Committee Assignment Updates

Motion by Kuhn, Second by Hackman to adjourn at 2:50 PM. Roll Call: All Ayes. Motion Carried.

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Rick Holthaus, Chairman  
Board of Supervisors

ATTEST:

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Stephanie Mashek, Auditor